

**C/CAG**  
CITY/COUNTY ASSOCIATION OF GOVERNMENTS  
OF SAN MATEO COUNTY

*Atherton • Belmont • Brisbane • Burlingame • Colma • Daly City • East Palo Alto • Foster City • Half Moon Bay • Hillsborough • Menlo Park  
Millbrae • Pacifica • Portola Valley • Redwood City • San Bruno • San Carlos • San Mateo • San Mateo County • South San Francisco • Woodside*

## AGENDA

The next meeting of the Legislative Committee  
will be as follows.

**PLEASE NOTE THAT WE WILL BE MEETING AT 6:00 P.M.**

**in the 2<sup>nd</sup> Floor Auditorium !!**

**Date:** Thursday, February 8, 2007 – 6:00 p.m. to  
7:00 p.m. Dinner will be served.  
**Place:** San Mateo County Transit District Office<sup>1</sup>  
1250 San Carlos Avenue  
**2<sup>nd</sup> Floor Auditorium**  
San Carlos, California

PLEASE CALL DIANA SHU (599-1414) IF YOU ARE UNABLE TO ATTEND.

- |    |  |   |  |
|----|--|---|--|
| 1. | Public comment on items not on the agenda.   | Presentations are limited to 3 minutes.     | 6:00 p.m.<br>5 minutes.                          |
| 2. | Approval of minutes from December 14, 2006.  | Action (Shu)                                | Pages S2-1 to S2-6<br>6:05 p.m.<br>5 minutes     |
| 3. | Briefing from C/CAG's Lobbyist in Sacramento (Presentation).<br><br>A position may be taken on any legislation, including legislation not previously identified. | Potential Action (Wes Lujan and Chuck Cole) | No attachments<br>6:10 p.m.<br>20 minutes        |
| 4. | Review and approval of C/CAG Legislative Positions and Legislative Update  | Action (Shu)                                | Pages S4-1 attachments<br>6:30 p.m.<br>5 minutes |
| 5. | Legislative scorecard 2003-2005 and 2005-2006  | Information (Shu)                           | Pages S5-1 attachments<br>6:35 p.m.<br>2 minutes |

<sup>1</sup>From Route 101 take the Holly Street (west) exit. Two blocks past El Camino Real go left on Walnut. The entrance to the parking lot is at the end of the block on the left, immediately before the ramp that goes under the building. Enter the parking lot by driving between the buildings and making a left into the elevated lot. Follow the signs up to the levels for public parking.

For public transit access use SamTrans Bus lines 390, 391, 292, KX, PX, RX, or take CalTrain to the San Carlos Station and walk two blocks up San Carlos Avenue.

# C/CAG

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- |     |  |                              |                                      |                         |
|-----|--|------------------------------|--------------------------------------|-------------------------|
| 6.  | Review and approval of C/CAG<br>Legislative Positions on AB 23 and AB<br>101 | Potential Action<br>(Shu)    | Pages S6-1<br>attachments            | 6:37 p.m.<br>3 minutes  |
| 7.  | Review of Reference Check on Federal<br>Lobbyist MARC Associates             | Potential Action<br>(Shu)    | Pages S7-1<br>to S7-2<br>attachments | 6:40 p.m.<br>10 minutes |
| 8.  | Establish date and time for next meeting.                                    | Action<br>(Gordon)           |                                      | 6:50 p.m.<br>5 minutes  |
| 9.  | Other Items/Comments from Guests.  | Potential Action<br>(Gordon) |                                      | 6:55 p.m.<br>5 minutes  |
| 10. | Adjournment.   | Action<br>(Gordon)           |                                      | 7:00 p.m.               |

**NOTE: All items appearing on the agenda are subject to action by the Committee. Actions recommended by staff are subject to change by the Committee.**



**CITY/COUNTY ASSOCIATION OF GOVERNMENTS  
LEGISLATIVE COMMITTEE**

**MINUTES  
MEETING OF NOVEMBER 12, 2006**

At 5: 09 P.M. Chairwoman Deborah Gordon called the meeting to order in the Second Floor Auditorium at the San Mateo Transit District Office.

**Committee Members Attending:**

Deborah Gordon, Chair (C/CAG Member - Town of Woodside)  
Tom Kasten, Vice Chair (C/CAG Member - Hillsborough)  
Marc Hershman (C/CAG Member - City of Millbrae)  
Irene O'Connell (C/CAG Member- City of San Bruno)  
Linda Koelling (C/CAG Member - Foster City)  
Rosalie O'Mahony (C/CAG Member - City of Burlingame) - arriving at 5:15 PM  
Sepi Richardson (C/CAG Board Member - City of Brisbane)

**Guests or Staff Attending:**

Richard Napier (C/CAG Executive Director)  
David Burruto (Senator Leland Yee's Office)  
Jim Bigelow (CMEQ Committee)  
Brian Moura (Assistant City Manager - San Carlos)  
Wes Lujan (Advocation)– by conference call  
Chuck Cole (President of Advocation)– by conference call  
Sandy Wong (C/CAG Staff, Transportation Systems Coordinator)  
Nancy Blair (C/CAG Staff, Administrative Assistant)  
Brian Lee (Deputy Director Engineering and Resource Protection, SMC DPW)  
Diana Shu, (C/CAG Staff, SMC DPW)

**1. Public comment on items not on the agenda.**

None.

**2. Approval of minutes from November 9, 2006.**

*Quorum: minimum 5 voting members present*

*Motion:*

*Tom Kasten moved to approve the minutes as shown.*

*Linda Koelling seconded the motion.*

*Motion passed 6-0.*

**3. Briefing from C/CAG's Lobbyist in Sacramento (via conference call).**

Wes Lujan reported on the following:



- a) Governor's Administration
  - 1. Chris Kahn, Chief of Staff and Deputy Legislative Secretary. Strong background with local government and lots of relationships in the private sector. Chris is a great guy, open minded, approachable and an active participant in the League of Cities.
  - 2. Cynthia Bryant, Deputy Chief of Staff and Director of the Governor's Office of Planning and Research, lead negotiator on tribal gaming issues, strong supporter of local agencies.
  - 3. Dan Dunmoyer, Deputy Chief of Staff and Cabinet Secretary, very positive and knowledgeable, will be excellent in this new capacity.
- b) Of the 48 legislators who are new to their positions, 34 are first-time state lawmakers, five are returning to the Legislature after a brief hiatus and eight have switched houses.<sup>1</sup> Overall, the majorities supporting local government issues are great in both houses: over 40 plus members in the Assembly come from local government of which a majority of those are from City governments; similarly for the Senate.
- c) Overview of the upcoming year in Legislation:
  - 1. **The politics of the deficit are going to be huge.** How will the Governor fund the \$5 Billion deficit without raising taxes? Expect intense budget negotiations and delays on budget approval this coming year. The incoming Republicans are fiscally conservative; more focused on locking onto fiscal issues than on legislation...have an ideological bent and therefore will tend to focus on the broader issues.
  - 2. Healthcare- Senator Perata's Plan<sup>2</sup>, hopes to insure approximately 2/3 of the uninsured in California; it is one of the highest policy priorities for this administration.
  - 3. Bond Implementation: Transportation and Resources. Senator Alan Lowenthal was addressing the public on where the funds should be spent. However, the debt to service ratio is around 6% which leaves around \$6 to \$7 billion per year to be spent for transportation related projects (Voter's Guide for Proposition 1B estimated a \$19.9 billion bond revenue after expenditures<sup>3</sup>).
  - 4. Other hot spots for 2007 will be:
    - a) Retiree Health Benefits
    - b) Teacher's Pension.
    - c) Unions and Tribal Gaming labor
    - d) State water storage

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<sup>1</sup> <http://www.calchamber.com/CC/Headlines/PublicAffairsPolitics/12042006TS.htm>

<sup>2</sup> [http://www.sacbee.com/static/weblogs/insider/archives/2006\\_12\\_12.html](http://www.sacbee.com/static/weblogs/insider/archives/2006_12_12.html)

<sup>3</sup> <http://voterguide.ss.ca.gov/props/prop1b/prop1b.html>

- e) Housing
  - f) AB 32 implementation
5. Land Use and Eminent Domain – debate will return to the legislation. General fear from public is that the government will take away their homes.
  6. General Fund will get the hit and programs that are not set in stone will be hit the hardest. Franchise Tax Board and Board of Equalization are going after legitimate revenues that were owed the state but not collected. Housing is getting soft, sales taxes are expected to be flat, likewise for income taxes. Don't expect any soft landings supported by increase in personnel income tax.
    - a) Tribal gaming deal is still tied up in the courts. \$1 billion due to transportation.
  7. Proposition 1A<sup>4</sup> - revenues from Prop 42 guaranteed by the passing of Prop 1A in November 2006. The funds may be borrowed by the state but would need to be repaid after 3 years and cannot be borrowed more than twice in 10 years. If borrowed, then the funds will not be available to the cities and counties for that budget year.
  8. State refinanced bonds a few years ago using Prop 57 and 58<sup>5</sup> which helped to reduce the debt by reducing the interest rates and through early repayment of obligations. However with the requirements of GASB Statement 45<sup>6</sup> requiring employers to report retiree benefits (post employment benefits other than pensions) there is the strong possibility that the State will receive lower bond ratings than in prior years. Expect benefits from Prop 57 and 58 will be reduced in future years.
- d) C/CAG Legislative Action Items
1. Reauthorization of AB 1546 (Simitian) Vehicle Fees– current bill sunsets in 2009. Need to extend the bill to 2018. Highest priority.
  2. Abandoned Vehicle Abatement<sup>7</sup> - current language needs clarification: *“The money received by an authority pursuant to Section 9250.7 and this section shall be used only for the abatement, removal, **and disposal** as a public nuisance of any abandoned, wrecked, dismantled, or inoperative vehicle or part thereof from private or public property.”* If current

<sup>4</sup> <http://voterguide.ss.ca.gov/props/prop1a/prop1a.html>

<sup>5</sup> [http://voterguide.ss.ca.gov/voter\\_info/over\\_statedebt.html](http://voterguide.ss.ca.gov/voter_info/over_statedebt.html)

<sup>6</sup> <http://www.gasb.org/news/nr080204.html>

<sup>7</sup> <http://www.dmv.ca.gov/pubs/vctop/d11/vc22710.htm> and [http://www.dmv.ca.gov/pubs/vctop/d03/vc9250\\_7.htm](http://www.dmv.ca.gov/pubs/vctop/d03/vc9250_7.htm)

interpretation includes the requirement to dispose of the vehicle, then it would be better not to participate as it would not be cost effective for the local agencies to disposal of the abandoned vehicles using the current \$2 per vehicle service fee. Financial impact to San Mateo County is potentially \$600,000 per year. **(Action for Wes Lujan to follow up).**

3. Stormwater Mitigation, “ACA 13” and Stormwater Flood Management – shift away from fee authorization and focus on funding in Prop 1E and Prop 84 in order to maximize dollars. Assemblyman Ira Ruskin is the Chair for Assembly Budget Subcommittee on Resources<sup>8</sup>, Senator Simitian<sup>9</sup> is Chair of Senate Environmental Quality which deals with budget and policy for resource and environmental issues. San Mateo in a unique position to influence positions on stormwater and environmental funding during this legislative session. Senator Yee supports San Mateo (we are waiting on his committee assignments), and Assemblyperson Fiona Ma is the Minority Whip.

- e) Communications with Legislators – now is the time to prep local elected delegation on C/CAG priorities:
  1. Need one letter outlining transportation infrastructure issues. **(Action for Richard Napier)**
  2. Need another letter discussing where CCAG would use the Prop 1A and Prop 84<sup>10</sup> funds. **(Action for Richard Napier)**

#### 4. Review and approval of State Legislative Priorities for the 2007 Legislative Session

Staff recommends that Board consider maximizing funding of project though the existing bond mechanisms rather than pursue new legislation.

Current Proposition 1B work has already been started in order to maximize funding and to meet the various deadlines dictated by the bill. MTC and Caltrans has CCAG priority projects on their project review list.

Richard Napier to build a matrix for the various funding programs that clearly defines the opportunities, deadlines, and whether or not additional legislation is required. **(Action for Richard Napier)**

*Motion:*

*Marc Hershman moved to approve the priorities with change as noted above.*

*Tom Kasten seconded the motion.*

Motion passed 6-0.

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<sup>8</sup> <http://democrats.assembly.ca.gov/members/a21/>

<sup>9</sup> <http://www.senatorsimitian.com/default1.htm>

<sup>10</sup> <http://voterguide.ss.ca.gov/props/prop84/prop84.html>

**5. Review and approval of an amendment to the agreement with Advocation, Inc. to provide Lobbying services during the 2007 Legislative Session for an amount of \$72,000.**

Staff recommends that the committee approve a resolution to extend the contract another year.

In an effort to reduce staff time and minimize double duty, staff will direct Advocation Inc. to screen the bills ahead of time and provide analysis and recommendations for the committee for the upcoming legislative session. Overall committee is satisfied with the work done by Advocation but plan to move forward with a RFP in the sixth year as directed by board policies.

*Motion:*

*Irene O'Connell moved to move the contract for a one-year extension for Advocation, Inc. for the contract amount of \$72,000 to the board.*

*Tom Kasten seconded the motion.*

*Motion passed 7-0.*

**6. Review and approval of Legislative Scorecard**

Analysis of the voting record for Simitian, Yee, Speier, Ruskin and Mullin, in the 2005-2006 legislative session included only the yes and no votes. Absent votes were not counted in the total score, however raw scores are included for information only.

Committee requested that the scorecard for the 2003-2004 legislative scorecard be included for comparison in order to determine overall voting trends. **(Action for Diana Shu)**

*Motion:*

*Irene O'Connell moved to approve scorecard*

*Tom Kasten seconded the motion.*

*Motion passed 7-0.*

**7. Possible C/CAG Advocation at Federal Level**

County of San Mateo and SamTrans currently share MARC Associates, a lobbyist at the federal level of legislation. Committee would like to know how a federal lobbyist can help local agencies and whether or not allocating resources to this activity could be justified.

**Action items for Diana Shu:**

- a) **Ask other cities to give us their input and opinions on how they use MARC and what has been their experience.** Current client lists shows very few cities.
- b) **Setup meeting with MARC Associates, Mary Macmillan, to discuss the possibility of working on local government issues at the Federal level.**

**8. Establish date and time for next meeting (January 11, 2007)**

The next regularly scheduled meeting for the Committee will be on Thursday,

January 11, 2007 at 6:00 PM, Second Floor Auditorium at the San Mateo Transit District Office.

**9. Other items/Comments from Guests**

David Burruto – agrees with Wes on the Health Care and Pension issues. He believes that the deficit will take center stage. He believes that this will be a fairly active session. Senator Yee is currently on the GO (Governmental Organization) Committee, however, Senate Committee assignments have not been finalized.

\$4.5 billion in unclaimed assets and a lot belongs to government. State Controller's Office<sup>11</sup> website has listing of unclaimed assets however, the database has many errors which hinders the search.

**10. Adjournment.**

The meeting was adjourned at approximately 5:50 P.M.

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<sup>11</sup> <http://www.sco.ca.gov/col/ucp/index.shtml>



# C/CAG AGENDA REPORT

**Date:** February 8, 2007  
**To:** City/County Association of Governments Board of Directors  
**From:** Richard Napier, C/CAG Executive Director  
**Subject:** REVIEW AND APPROVAL OF C/CAG LEGISLATIVE POSITIONS AND LEGISLATIVE UPDATE

(A position may be taken on any legislation, including legislation not previously identified).

(For further information contact Diana Shu at 599-1414 or Richard Napier at 599-1420)

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## **RECOMMENDATION**

That the C/CAG Board accept the attached report on State legislation and consider the recommendations of the Legislative Committee on various bills.

## **FISCAL IMPACT**

Not applicable.

## **SOURCE OF FUNDS**

Not applicable.

## **BACKGROUND/DISCUSSION**

Attached is a list of the bills that are currently being tracked by the C/CAG Legislative Committee and the C/CAG Lobbyist. February 23<sup>rd</sup> is the last day to introduce bills. No positions on current bills are being recommended at this time. C/CAG staff has sorted relevant bills in accordance with the list of legislative priorities for 2007. As the bills are modified, C/CAG Staff will make recommendations to the Legislative Committee for review and prioritize accordingly.

## **ATTACHMENTS**

- C/CAG Legislative Positions and Tracking of Bills.
- Action Report With Summary By Subject.

## C/CAG LEGISLATIVE PRIORITIES FOR 2007

### Priority #1 Increase Funding

Secure stable funding to pay for increased NPDES mandates.

| No  | Strategy   | Relevant Bills       | Comments  |
|-----|--|----------------------|---|
| 1.1 | <ul style="list-style-type: none"> <li>Primary focus on maximizing funds from the adopted infrastructure bonds.</li> </ul>   | AB 41, SB 5          | Support and aggressively work for the passage of ACA 13-2005 (?). |
| 1.2 | <ul style="list-style-type: none"> <li>Support efforts to exempt NPDES from the super majority voting requirements.</li> </ul>   |                      |   |
| 1.3 | <ul style="list-style-type: none"> <li>Include NPDES as a priority for funding in new sources of revenues (i.e. water bonds).</li> </ul>   | SB27, AB 156         |   |
| 1.4 | <ul style="list-style-type: none"> <li>Advocate for C/CAG and San Mateo County jurisdictions to be identified as a pilot project to receive earmarked funding.</li> </ul>  |                      |   |
| 1.5 | <ul style="list-style-type: none"> <li>Support efforts to reduce NPDES requirements as a way to stimulate business development while still working to improve the quality of the Ocean, Bay, streams, creeks, and other waterways.</li> </ul>  | SB 6                 |   |
| 1.6 | <ul style="list-style-type: none"> <li>Support efforts to reform the NPDES program while still working to improve the quality of the Ocean, Bay, streams, creeks, and other waterways.</li> </ul>  | SB 5, SB 17,         |   |
| 1.7 | <ul style="list-style-type: none"> <li>Support efforts to place the burden/ accountability of reporting, managing and meeting the NPDES requirements on the responsible source not the City or County.</li> </ul>  | AB 41, AB 70, SB 34, |   |
| 1.8 | <ul style="list-style-type: none"> <li>Oppose efforts to require quantitative limits and Total Maximum Daily Load (TMDL) measures since there are insufficient scientific methods to evaluate the benefits. For this reason C/CAG instead supports the implementation of Best Management Practices (BMP's) to the maximum extent practicable.</li> </ul> |                      |   |



**Priority #2 Preserve Funding****Protect against the diversion of local revenues including the protection of redevelopment funds and programs.**

| No  | Strategy  | Relevant Bills | Comments |
|-----|---|----------------|----------|
| 2.1 | <ul style="list-style-type: none"><li>Support League and CSAC Initiative to protect local revenues including interpretation and implementation of Proposition 1A.</li></ul>                 |                |          |
| 2.2 | <ul style="list-style-type: none"><li>The 20% redevelopment housing set aside is the primary source of housing funds for cities and counties and must be protected and preserved.</li></ul> | AB 29, AJR 3   |          |

**Priority #3 Preserve Funding / Maintain Cost****Protect against increased local costs resulting from State action without 100% State reimbursement for the added costs.**

|     |  |                     |  |
|-----|--|---------------------|--|
| 3.1 | <ul style="list-style-type: none"><li>Ensure that there is real local representation on State Boards and Commissions that are establishing policies and requirements for local programs.</li></ul> | SB 45, SB 47, AB 41 |  |
| 3.2 | <ul style="list-style-type: none"><li>Advocate for the appointment of Administration Officials who are sensitive to the fiscal predicament faced by local jurisdictions.</li></ul>                 |                     |  |
| 3.3 | <ul style="list-style-type: none"><li>Oppose State action to dictate wage and benefits for local employees.</li></ul>  | AB 36               |  |
| 3.4 | <ul style="list-style-type: none"><li>Oppose State action to restrict the ability of local jurisdictions to contract for services.</li></ul>   |                     |  |
|     | <ul style="list-style-type: none"><li>Advocate for State actions that are required to take into consideration the fiscal impact to local jurisdictions.</li></ul>                                  |                     |  |

**Priority #4 Increase Funding****Support lowering the 2/3<sup>rd</sup> super majority vote for local special purpose taxes.**

| No  | Strategy  | Relevant Bills | Comments |
|-----|---|----------------|----------|
| 4.1 | <ul style="list-style-type: none"><li>Support bills that reduce the vote requirement for special taxes such as public safety, infrastructure, and transportation.</li></ul> |                |          |
| 4.2 | Oppose bills that lower the threshold, but dictate beyond the special tax category, how locally generated funds can be spent.   |                |          |
| 4.3 | Support bills that reduce the vote requirement for special taxes but increase the vote requirement for general taxes.   |                |          |

**Priority #5 Preserve funding****Encourage the State to protect transportation funding and develop an equitable cost-sharing arrangement to pay for any cost overruns on the construction of the Bay Bridge.**

|     |   |              |  |
|-----|---|--------------|--|
| 5.1 | <ul style="list-style-type: none"><li>Urge the State to restrict or eliminate transfer of State transportation funds to the State General Fund.</li></ul> | SB 45, SB 47 |  |
| 5.2 | <ul style="list-style-type: none"><li>Urge the State to continue to pursue a solution to the Federal Ethanol tax problem.</li></ul>                       |              |  |
| 5.3 | <ul style="list-style-type: none"><li>Urge the State to pay back the previous loans within the next four years.</li></ul>                                 |              |  |
| 5.4 | <ul style="list-style-type: none"><li>Direct the C/CAG legislative advocate to monitor and advocate these positions.</li></ul>                            |              |  |
| 5.5 | <ul style="list-style-type: none"><li>Oppose efforts to divert any of the Regional Measure 2 funds to pay for any Bay Bridge cost overruns.</li></ul>     |              |  |

**Priority #6 Increase Funding****Advocate for revenue solutions to address State budget issues that are also beneficial to Cities/ Counties**

| No  | Strategy  | Relevant Bills                   | Comments |
|-----|---|----------------------------------|----------|
| 6.1 | <ul style="list-style-type: none"><li>Support measures to realign the property tax with property related services</li></ul>                                 | AB 31, AB57                      |          |
| 6.2 | <ul style="list-style-type: none"><li>Support measures to ensure that local governments receive appropriate revenues to service local businesses.</li></ul> | Aca2, ACA 3, AB 29, AJR 3, SB 57 |          |
| 6.3 | <ul style="list-style-type: none"><li>Support measures to collect sales tax on Internet transactions.</li></ul>   |                                  |          |
| 6.4 | <ul style="list-style-type: none"><li>Support expansion of the sales tax to personal and professional services.</li></ul>                                   |                                  |          |

**LEGISLATIVE ACTIONS NOT PRIORITIZED**

WATCH FOR LEGISLATION THAT MAY BE INTRODUCED ADDRESSING THESE ISSUES

**Protect Funding/ Maintain Costs**

Advocate for solutions to address State budget issues on Retirement and health coverage.

| No  | Strategy   | Relevant Bills | Comments |
|-----|--|----------------|----------|
| 7.1 | <ul style="list-style-type: none"><li>Support new public sector retirement plans that cut costs and encourage longevity.</li></ul> |                |          |
|     | <ul style="list-style-type: none"><li>Support efforts to restructure PERS to be more accountable to employers.</li></ul>           |                |          |
|     | <ul style="list-style-type: none"><li>Support efforts to moderate increases in PERS/STRS employer contributions.</li></ul>         |                |          |
|     | <ul style="list-style-type: none"><li>Support development of new revenue sources for safety retirement systems.</li></ul>          |                |          |

**Increase Funding**

Guard the right of local jurisdictions to establish and enforce local land use policy (support the efforts of the League, but do not take an active role).

|     |   |             |  |
|-----|---|-------------|--|
| 8.1 | <ul style="list-style-type: none"><li>Oppose efforts to limit the ability of local jurisdictions to determine appropriate land uses within its boundaries.</li></ul>    | SB 2, ACA 2 |  |
| 8.2 | <ul style="list-style-type: none"><li>Support efforts that provide added flexibility to local jurisdictions so that they can implement smart growth programs.</li></ul> | SB 2, SCA 1 |  |

**Increase funding/ Policy Direction****Support incentives for increasing low and moderate income housing stock, and oppose State housing mandates.**

|     |   |       |  |
|-----|---|-------|--|
| 9.1 | <ul style="list-style-type: none"><li>• Support efforts to allow jurisdictions to contribute to affordable housing projects in other jurisdictions and receive State credit for the contribution.</li></ul> |       |  |
| 9.2 | <ul style="list-style-type: none"><li>• Oppose State dictated criteria for the approval of housing.</li></ul>   |       |  |
| 9.3 | <ul style="list-style-type: none"><li>• Support incentives for housing that represent new funding.</li></ul>  | AJR 3 |  |
| 9.4 | <ul style="list-style-type: none"><li>• Oppose redirecting existing revenues and adding new requirements.</li></ul>   |       |  |
| 9.5 | <ul style="list-style-type: none"><li>• Support efforts to give jurisdictions increased flexibility to meet housing needs.</li></ul>  |       |  |

**Maintain Costs****Monitor studies related to the elimination of the Hetch-Hetchy Reservoir.**

|      |   |        |  |
|------|---|--------|--|
| 10.1 | <ul style="list-style-type: none"><li>• Coordinate with BAWSCA and support efforts to provide a reliable supply of quality water at a fair price.</li></ul> | AB 162 |  |
|------|---|--------|--|

**Maintain Costs/ Increase Funding****Support alternative energy initiatives.**

|      |   |  |  |
|------|---|--|--|
| 11.1 | <ul style="list-style-type: none"><li>• Support efforts to develop incentives for alternative energy and green building programs including reclaimed water.</li></ul> | AB 48, AB 118, AB6, AB 41, AB 35, AB 162, SCA 2, SB 71, SB 73, SB 75 |  |
| 11.2 | <ul style="list-style-type: none"><li>• Support implementation of State Greenhouse Gas initiative.</li></ul>  |  |  |

**Policy Direction****Support congestion pricing as a tool to manage traffic congestion.**

|      |  |  |  |
|------|--|--|--|
| 12.1 | <ul style="list-style-type: none"><li>• Support a congestion pricing demonstration on the Dumbarton Bridge (such as a high-occupancy-toll lane) to address traffic congestion in the 2020 Peninsula Gateway Corridor study area.</li></ul> |  |  |
|------|--|--|--|

## Air Quality

SB 118

(Nunez) Alternative fuels: funding.  
Last Amend:

Dead/2YR 1st Desk 1st Policy 1st Fiscal 1st Floor 2nd Desk 2nd Policy 2nd Fiscal 2nd Floor Conf/Concl Enrolled Vetoe Chaptered

**Summary:** Would declare legislative intent to provide ongoing funding for alternative fuel research, development, and deployment in order to advance the state's leadership in clean technologies, meet the state's clean air and greenhouse gas emission reduction standards, develop public-private partnerships, and ensure a reliable fuel supply.  
**Subject:** Air Quality, Environment,

SB 23

(Cogdill) San Joaquin Valley Unified Air Pollution Control District: high polluter vehicles.  
Last Amend:

Dead/2YR 1st Desk 1st Policy 1st Fiscal 1st Floor 2nd Desk 2nd Policy 2nd Fiscal 2nd Floor Conf/Concl Enrolled Vetoe Chaptered

**Summary:** Would impose a state-mandated local program by requiring the district to develop and administer, in consultation with the state board, a voluntary program to remove high polluter vehicles within the district by exchanging high polluter vehicles in the district for donated vehicles, as provided. The bill would require the district to certify that the exchange of any 2 vehicles results in quantified lower net emissions. The bill would limit the program to 200 vehicle exchanges annually. The bill would require that money in the High Polluter Repair or Removal Account be available, upon appropriation, to the district, for the purpose of administering the program, in an amount equivalent to the total amount of cost assistance that, in the absence of the program, would have otherwise been offered to individuals within the district participating in the Vehicle Retirement Program administered by the Bureau of Automotive Repair. The bill would authorize the district to use any interest generated from the funds allocated to the district from the Traffic Congestion Relief Fund, upon appropriation, for the purpose of administering the program. The bill would require the district to submit a report, on or before January 1, 2012, relating to the implementation and status of the program, including, but not limited to, the number of vehicles donated. The bill would repeal these provisions on January 1, 2013. This bill contains other related provisions and other existing laws.  
**Subject:** Air Quality,

## Alternative Fuel

SB 71

(Florez) Alternative fuels: biodiesel  
Last Amend:

[Dead/2YR](#) [1st Desk](#) [1st Policy](#) [1st Fiscal](#) [1st Floor](#) [2nd Desk](#) [2nd Policy](#) [2nd Fiscal](#) [2nd Floor](#) [Conf./Conc.](#) [Enrolled](#) [Vetoed](#) [Chaptered](#)

**Summary:** Would require all vehicles owned or leased by the State of California, by a city, county, or city and county, or by a mass transit district, that use diesel fuel to instead use B20 biodiesel fuel or a higher blend of biodiesel, as specified. The bill would require the State Air Resources Board to establish a program to implement and monitor these requirements. This bill contains other related provisions and other existing laws.

**Subject:** Alternative Fuel,

**SB 72**

**(Florez) Schoolbuses: fuel.**

**Last Amend:**

[Dead/2YR](#) [1st Desk](#) [1st Policy](#) [1st Fiscal](#) [1st Floor](#) [2nd Desk](#) [2nd Policy](#) [2nd Fiscal](#) [2nd Floor](#) [Conf./Conc.](#) [Enrolled](#) [Vetoed](#) [Chaptered](#)

**Summary:** Would require a school district to use a biodiesel fuel blend of B20 or higher to operate all of the diesel-powered schoolbuses under its control. The bill would require a school district that contracts with another government entity or private entity to provide transportation services for any of its pupils to include the biodiesel blend fuel requirement as part of that contract. The bill would limit the contract requirement to contracts entered into on or after January 1, 2008. The bill would require the State Air Resources Board to implement and administer this section. This bill contains other related provisions and other existing laws.

**Subject:** Alternative Fuel,

**SB 73**

**(Florez) Income and corporation taxes: credit: biodiesel fuel.**

**Last Amend:**

[Dead/2YR](#) [1st Desk](#) [1st Policy](#) [1st Fiscal](#) [1st Floor](#) [2nd Desk](#) [2nd Policy](#) [2nd Fiscal](#) [2nd Floor](#) [Conf./Conc.](#) [Enrolled](#) [Vetoed](#) [Chaptered](#)

**Summary:** Would under both laws, for taxable years beginning on or after January 1, 2008, allow a refundable tax credit in an amount equal to a specified amount for each gallon of biodiesel fuel, as defined, produced or manufactured by a qualified producer at any facility located in this state to be reimbursed on a quarterly basis, as provided. This bill contains other related provisions.

**Subject:** TAX, Alternative Fuel,

**SB 75**

**(Florez) Alternative fuels: biodiesel.**

**Last Amend:**

[Dead/2YR](#) [1st Desk](#) [1st Policy](#) [1st Fiscal](#) [1st Floor](#) [2nd Desk](#) [2nd Policy](#) [2nd Fiscal](#) [2nd Floor](#) [Conf./Conc.](#) [Enrolled](#) [Vetoed](#) [Chaptered](#)

**Summary:** Would require any vehicle purchased or leased by the State of California that uses diesel fuel to be a warranty-certified unit that uses at least B20 biodiesel fuel.

**Subject:** Alternative Fuel,

## Bicycle and Pedestrian

**AB 57**

**(Soto) Highways: Safe Routes to School construction program.**

**Last Amend:**

[Dead/2YR](#) [1st Desk](#) [1st Policy](#) [1st Fiscal](#) [1st Floor](#) [2nd Desk](#) [2nd Policy](#) [2nd Fiscal](#) [2nd Floor](#) [Conf./Conc.](#) [Enrolled](#) [Vetoed](#) [Chaptered](#)

**Summary:** Would delete the January 1, 2008, repeal date for these provisions, thereby extending the provisions indefinitely, and would make related changes. This bill contains other existing laws.

**Subject:** Bicycle and Pedestrian, Transportation - Roads,

**AB 60**

**(Nava) Vehicles: bicycles.**

**Last Amend:**

[Dead/2YR](#) [1st Desk](#) [1st Policy](#) [1st Fiscal](#) [1st Floor](#) [2nd Desk](#) [2nd Policy](#) [2nd Fiscal](#) [2nd Floor](#) [Conf./Conc.](#) [Enrolled](#) [Vetoed](#) [Chaptered](#)

**Summary:** Would recast this provision as to overtaking a bicycle by requiring the driver of a motor vehicle overtaking a bicycle that is proceeding in the same direction to pass to the left at a safe distance, at a minimum clearance of 3 feet, without interfering with the safe operation of the overtaken bicycle. The bill would make a violation of this provision an infraction punishable by a \$250 fine. The bill would make it a misdemeanor or felony if a person operates a motor vehicle in violation of the above requirement and that conduct proximately causes great bodily injury, as defined, or death to the bicycle operator. This bill contains other related provisions and other existing laws.

**Subject:** Bicycle and Pedestrian,

## Corrections and Law Enforcement

**SB 33**

**(Simitian) Vehicles: wireless telephones and mobile service devices.**

**Last Amend:**

[Dead/2YR](#) [1st Desk](#) [1st Policy](#) [1st Fiscal](#) [1st Floor](#) [2nd Desk](#) [2nd Policy](#) [2nd Fiscal](#) [2nd Floor](#) [Conf./Conc.](#) [Enrolled](#) [Vetoed](#) [Chaptered](#)

**Summary:** Would provide that this prohibition does not apply to a person using a wireless telephone or a mobile service device for emergency purposes. By creating a new infraction, the bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

**Subject:** Corrections and Law Enforcement,

## Eminent Domain

**ACA 2**

**(Walters) Eminent domain.**

**Last Amend:**

[Dead/2YR](#) [1st Desk](#) [1st Policy](#) [1st Fiscal](#) [1st Floor](#) [2nd Desk](#) [2nd Policy](#) [2nd Fiscal](#) [2nd Floor](#) [Conf./Conc.](#) [Enrolled](#) [Vetoed](#) [Chaptered](#)

**Summary:** Would instead permit private property to be taken or damaged only for a stated public use and only when just compensation has been paid to, or into court for, the owner of the property. The measure would also prohibit, with respect to both new and pending eminent domain projects that involve the exercise of the power of eminent domain, a community redevelopment agency, community development commission, or joint powers agency that has the power of eminent domain from exercising that power to acquire any real property if ownership of the property will be transferred to a private party or private entity, except as specified.



**Subject:** Eminent Domain,Housing,Land Use Authority,

**SCR 1**

**(Scott) Joint Rules.**

**Last Amend:**

|          |          |            |            |           |          |            |            |           |             |          |        |           |
|----------|----------|------------|------------|-----------|----------|------------|------------|-----------|-------------|----------|--------|-----------|
| Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered |
|----------|----------|------------|------------|-----------|----------|------------|------------|-----------|-------------|----------|--------|-----------|

**Summary:** This measure adopts the Joint Rules of the Senate and Assembly for the 2007-08 Regular Session.

**Subject:** Eminent Domain,

## Energy

**AJR 3**

**(Dymally) Low-income home energy assistance.**

**Last Amend:**

|          |          |            |            |           |          |            |            |           |             |          |        |           |
|----------|----------|------------|------------|-----------|----------|------------|------------|-----------|-------------|----------|--------|-----------|
| Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered |
|----------|----------|------------|------------|-----------|----------|------------|------------|-----------|-------------|----------|--------|-----------|

**Summary:** Would memorialize the President and the Congress to increase the federal budget authorization for the federal Low Income Home Energy Assistance Program to \$7,000,000,000 for the 2007-08 fiscal year, and appropriate that entire amount for distribution to the states.

**Subject:** Energy,Housing,

## Environment

**AB 6**

**(Houston) Greenhouse gases: market-based compliance mechanisms.**

**Last Amend:**

|          |          |            |            |           |          |            |            |           |             |          |        |           |
|----------|----------|------------|------------|-----------|----------|------------|------------|-----------|-------------|----------|--------|-----------|
| Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered |
|----------|----------|------------|------------|-----------|----------|------------|------------|-----------|-------------|----------|--------|-----------|

**Summary:** Would require the state board to adopt market-based compliance mechanisms on emissions.

**Subject:** Environment,

**AB 15**

**(Houston) California Environmental Quality Act.**

**Last Amend:**

|          |          |            |            |           |          |            |            |           |             |          |        |           |
|----------|----------|------------|------------|-----------|----------|------------|------------|-----------|-------------|----------|--------|-----------|
| Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered |
|----------|----------|------------|------------|-----------|----------|------------|------------|-----------|-------------|----------|--------|-----------|

**Summary:** Would exempt from CEQA, the construction and maintenance of a median barrier on a specified portion of Vasco Road in Alameda and Contra Costa counties. This bill contains other related provisions

**Subject:** Environment,

**AB 26**

**(Nakanishi) Flood control: natural community conservation plan.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would require the department to enter into a planning agreement with the State Reclamation Board, in consultation with appropriate federal, state, and local agencies, to prepare a natural community conservation plan that encompasses the Sacramento and San Joaquin Drainage District, as described, to provide comprehensive management and conservation of multiple wildlife species. The bill would exempt flood control or flood management activity identified in a plan implementation agreement from the above-described notification and lake or streambed alteration agreement requirements. This bill contains other existing laws.

**Subject:** Flood Protection, Environment,

**AB 35**

**(Ruskin) Environment: state buildings: sustainable building standards.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would enact the Sustainable Building Act of 2007 and would require the California Integrated Waste Management Board, by July 1, 2009, to adopt regulations for sustainable building standards for the construction or renovation of state buildings, as defined. The bill would require the board, when adopting the regulations, to consider existing relevant information and guidelines, as specified, to consult with appropriate state agencies, and specified private and public sector organizations and the public, and to hold at least 2 public workshops. The bill would require, on and after July 1, 2010, that a state building for which development of capitol plans commences after that date, and a renovation commencing on or after that date, be built, designed, and operated in accordance with those regulations.

**Subject:** Environment,

**AB 48**

**(Saldana) Hazardous waste: electronic devices.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would define the term "ROHS directive" to mean that directive and would revise the definition of "electronic device" for purposes of that sale prohibition to mean, instead, a device that is dependent on electric currents or electromagnetic fields to work properly or that is a device for the generation, transfer, or measurement of electric currents or fields; that falls within the scope of Article 2 of Directive 2002/96/EC; that is designed for use with a voltage rating that does not exceed 1,000 volts for alternating current and 1,500 volts for direct current; and that falls within the scope of Article 2.1 of the ROHS directive. The bill would exclude fixed installation electrical, or mechanical, or both electrical and mechanical, devices, as specified, from the definition of "electronic device." This bill contains other related provisions and other existing laws.

**Subject:** Environment,

**AB 118**

**(Nunez) Alternative fuels: funding.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would declare legislative intent to provide ongoing funding for alternative fuel research, development, and

deployment in order to advance the state's leadership in clean technologies, meet the state's clean air and greenhouse gas emission reduction standards, develop public-private partnerships, and ensure a reliable fuel supply.  
**Subject:** Air Quality, Environment,

AB 133

(Garcia) Tribal gaming: compact ratification: CEQA.  
 Last Amend:

Dead/2YR 1st Desk 1st Fiscal 1st Floor 2nd Desk 2nd Policy 2nd Fiscal 2nd Floor Conf./Conc. Enrolled Vetoed Chaptered  
**Summary:** Would make a technical, nonsubstantive change to these provisions.  
**Subject:** Environment,

SB 8

(Kuehl) California Bay-Delta Authority Act.  
 Last Amend:

Dead/2YR 1st Desk 1st Fiscal 1st Floor 2nd Desk 2nd Policy 2nd Fiscal 2nd Floor Conf./Conc. Enrolled Vetoed Chaptered  
**Summary:** Would include environmental justice among the prescribed program elements.  
**Subject:** Flood Protection, Environment, Other Local Govt Interest,

## Flood Protection

AB 5

(Wolk) Flood Protection: local: central valley: plans.  
 Last Amend:

Dead/2YR 1st Desk 1st Fiscal 1st Floor 2nd Desk 2nd Policy 2nd Fiscal 2nd Floor Conf./Conc. Enrolled Vetoed Chaptered  
**Summary:** Would require an unspecified entity to create the Central Valley Flood Protection Plan to address flood protection in the central valley. The bill would authorize local agencies to create a local plan of flood protection meeting the requirements of the bill, and would require priority for state funds to be given to local agencies that have adopted a local plan of flood protection. The bill would create the Local Flood Protection Plan Assistance Fund to, upon appropriation by the Legislature, assist local agencies by awarding grants to those agencies to conduct necessary activities in the development of a local flood protection plan. The bill would prohibit local governments in the central valley from approving new developments within high-risk flood prone areas, unless unspecified conditions are met to ensure appropriate levels of flood protection.  
**Subject:** Flood Protection,

AB 26

(Nakanishi) Flood control: natural community conservation plan.  
 Last Amend:

Dead/2YR 1st Desk 1st Fiscal 1st Floor 2nd Desk 2nd Policy 2nd Fiscal 2nd Floor Conf./Conc. Enrolled Vetoed Chaptered  
**Summary:** Would require the department to enter into a planning agreement with the State Reclamation Board, in consultation with appropriate federal, state, and local agencies, to prepare a natural community conservation plan that encompasses the Sacramento and San Joaquin Drainage District, as described, to provide comprehensive management

and conservation of multiple wildlife species. The bill would exempt flood control or flood management activity identified in a plan implementation agreement from the above-described notification and lake or streambed alteration agreement requirements. This bill contains other existing laws.

**Subject:** Flood Protection, Environment,

**AB 41**

**(La Malfa) Water resources: bond proceeds.**

**Last Amend:**

|          |          |            |            |           |          |            |            |           |             |           |        |
|----------|----------|------------|------------|-----------|----------|------------|------------|-----------|-------------|-----------|--------|
|          |          |            |            |           |          |            |            |           |             |           |        |
| Dead 2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled  | Vetoed |
|          |          |            |            |           |          |            |            |           |             | Chaptered |        |

**Summary:** Would declare that it is the intent of the Legislature that the funds derived from these bond acts, consistent with the intent of the voters, be expended in the most cost-efficient and effective manner and, to the greatest extent possible, to address this state's critical lack of adequate surface water storage. The bill would make related legislative findings and declarations.

**Subject:** Flood Protection, Water,

**AB 70**

**(Jones) Flood liability.**

**Last Amend:**

|          |          |            |            |           |          |            |            |           |             |           |        |
|----------|----------|------------|------------|-----------|----------|------------|------------|-----------|-------------|-----------|--------|
|          |          |            |            |           |          |            |            |           |             |           |        |
| Dead 2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled  | Vetoed |
|          |          |            |            |           |          |            |            |           |             | Chaptered |        |

**Summary:** Would subject, in addition to any other legal liability imposed by law, a city or county to joint liability, whether or not the city or county directly participates in the operation or maintenance of a flood control project, for property damage sustained in a flood by approving new development in an undeveloped area that is protected by a project levee where flood levels are anticipated to exceed 3 feet for a 200-year flood event, as specified.

**Subject:** Flood Protection, Other Local Govt Interest,

**AB 156**

**(Laird) Flood control.**

**Last Amend:**

|          |          |            |            |           |          |            |            |           |             |           |        |
|----------|----------|------------|------------|-----------|----------|------------|------------|-----------|-------------|-----------|--------|
|          |          |            |            |           |          |            |            |           |             |           |        |
| Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled  | Vetoed |
|          |          |            |            |           |          |            |            |           |             | Chaptered |        |

**Summary:** Would authorize the department to provide meals and other necessary support to any person engaged in emergency flood fight activities, as defined, on behalf of, or in cooperation with, the department. The bill would require the department, on or before December 31, 2008, to prepare, and the board to adopt, a schedule for mapping areas at risk of flooding in the Sacramento River and San Joaquin River drainage. The bill would authorize the board or the department to establish a program of mitigation banking for the activities of the board or the department and for the benefit of local districts in the discharge of specified flood control responsibilities. This bill contains other related provisions and other existing laws.

**Subject:** Flood Protection,

**SB 5**

**(Machado) Flood management.**

**Last Amend:**

|          |          |            |            |           |          |            |            |           |             |           |        |
|----------|----------|------------|------------|-----------|----------|------------|------------|-----------|-------------|-----------|--------|
|          |          |            |            |           |          |            |            |           |             |           |        |
| Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled  | Vetoed |
|          |          |            |            |           |          |            |            |           |             | Chaptered |        |

**Summary:** Would make legislative findings and declarations regarding the necessity of developing a comprehensive integrated flood policy and flood management program that addresses all aspects of flood management, clarifying the roles

and responsibilities of the state, local flood management agencies, cities and counties, developers, and property owners as part of an integrated flood policy, and integrating the flood-related funding authorized by those bond acts with the integrated flood policy and flood management program. The bill would state the intent of the Legislature to establish and clarify the roles and responsibilities of specified entities for managing flood risk and to invest bond funds made available by the bond acts consistent with those roles and responsibilities. This bill contains other existing laws.

**Subject:** Flood Protection,

**SB 6**

**(Oropeza) Flood control.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would require the legislative body of a city or county, or the advisory agency, to the extent that the advisory agency is authorized by local ordinance to approve, conditionally approve, or disapprove a tentative map, or a parcel map for which a tentative map was not required, to include as a condition for approval or conditional approval of a tentative map or parcel map that the subdivision applicant have considered, as necessary, existing climate predictions regarding ocean levels. This bill contains other related provisions and other existing laws.

**Subject:** Flood Protection,

**SB 8**

**(Kuehl) California Bay-Delta Authority Act.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would include environmental justice among the prescribed program elements.

**Subject:** Flood Protection, Environment, Other Local Govt Interest,

**SB 17**

**(Florez) Flood protection.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would rename the Reclamation Board the Central Valley Flood Protection Board. The bill would require the board to act independently of the department. The bill would prohibit the department from overturning any action or decision by the board. The bill would increase the membership of the board from 7 to 9 members. The bill would require 7 members to be appointed by the Governor, subject to Senate confirmation, 4 of whom would be required to meet specified eligibility requirements and 3 of whom would be designated as public members. The bill would require one board member to be appointed by the Senate Committee on Rules and one board member to be appointed by the Speaker of the Assembly and would designate those 2 members as public members. The bill, with a certain exception, would require the board members to serve 4-year terms. The bill would require the board members to receive a salary identical to that received by members of the State Air Resources Board. The bill would require the Governor to select one of the board members as president. The bill would repeal provisions relating to the appointment or employment of specified personnel and, instead, authorize the board to appoint an executive officer and chief engineer and to employ legal counsel and other necessary staff. This bill contains other related provisions and other existing laws.

**Subject:** Flood Protection,

**(Torlakson) User fees and assessments: Sacramento-San Joaquin Delta flood control.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would declare legislative intent to authorize the Reclamation Board, in consultation with the Department of Water Resources, to establish a "beneficiary pays system" and to collect user fees and assessments for levee maintenance and other flood control purposes in the delta. This bill would further declare legislative intent that a significant portion of the state bond funds approved in Proposition 1E be prioritized in conjunction with the "beneficiary pays system." This bill contains other existing laws.

**Subject:** Flood Protection,

## Housing

**AB 29**

**(Hancock) Infill development: incentive grants.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would require certain of those funds, upon appropriation, to be made available to the Secretary of Business, Transportation and Housing for distribution to designated councils of governments, as defined, to fund competitive infill incentive grants for local public agencies that meet certain, listed criteria.

**Subject:** Housing,

**ACA 2**

**(Walters) Eminent domain.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would instead permit private property to be taken or damaged only for a stated public use and only when just compensation has been paid to, or into court for, the owner of the property. The measure would also prohibit, with respect to both new and pending eminent domain projects that involve the exercise of the power of eminent domain, a community redevelopment agency, community development commission, or joint powers agency that has the power of eminent domain from exercising that power to acquire any real property if ownership of the property will be transferred to a private party or private entity, except as specified.

**Subject:** Eminent Domain, Housing, Land Use Authority,

**AJR 3**

**(Dymally) Low-income home energy assistance.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would memorialize the President and the Congress to increase the federal budget authorization for the federal Low Income Home Energy Assistance Program to \$7,000,000,000 for the 2007-08 fiscal year, and appropriate that entire amount for distribution to the states.

**Subject:** Energy, Housing,

**SB 2**

**(Cedillo) Local planning.**

**Last Amend:** 01/22/2007

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoes | Chaptered

**Summary:** Would add emergency shelters and transitional housing to these provisions and would add provisions by which a local government may satisfy the requirement to identify sites suitable for the development of emergency shelters as a use by right, as defined . This bill contains other related provisions and other existing laws.

**Subject:** Housing,

**Land Use Authority**

**(Evans) Local planning: agricultural land.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoes | Chaptered

**Summary:** Would declare the intent of the Legislature to enact legislation that would encourage the preservation of agricultural land and would encourage local governments to enhance, through the local planning process, the recognition of the importance of agricultural production to the state and local economy. This bill contains other existing laws.

**Subject:** Land Use Authority,

**(Wolk) Land use: water supply.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoes | Chaptered

**Summary:** Would require the land use element to identify and annually review those areas covered by the general plan that are subject to flooding as identified by floodplain mapping prepared by the Federal Emergency Management Agency or the Department of Water Resources and would require, upon the next revision of the housing element, on or after January 1, 2008, the conservation element of the general plan to identify rivers, creeks, streams, flood corridors, riparian habitat, and land that may accommodate floodwater for purposes of groundwater recharge and stormwater management. By imposing new duties on local public officials, the bill would create a state-mandated local program. This bill contains other related provisions and other existing laws.

**Subject:** Water, Land Use Authority,

**ACA 2**

**(Walters) Eminent domain.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoes | Chaptered

**Summary:** Would instead permit private property to be taken or damaged only for a stated public use and only when just compensation has been paid to, or into court for, the owner of the property. The measure would also prohibit, with respect to both new and pending eminent domain projects that involve the exercise of the power of eminent domain, a community

redevelopment agency, community development commission, or joint powers agency that has the power of eminent domain from exercising that power to acquire any real property if ownership of the property will be transferred to a private party or private entity, except as specified.

**Subject:** Eminent Domain,Housing,Land Use Authority,

**SB 12**

**(Lowenthal) Planning and zoning: housing element: Southern California Association of Governments.**

**Last Amend:** 01/17/2007

Dead 2/18 | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc | Enrolled | Vetoed | Chaptered

**Summary:** until January 1, 2015, would substantially revise the procedure for the Southern California Association of Governments, or delegate subregion, as applicable, to develop a final allocation plan for distributing the existing and projected regional housing need to cities and counties within the region or subregion. This bill contains other related provisions and other existing laws.

**Subject:** Land Use Authority,

**SB 49**

**(Migden) Local government: financial assistance: sports franchises.**

**Last Amend:**

Dead 2/18 | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc | Enrolled | Vetoed | Chaptered

**Summary:** Would prohibit a local agency or redevelopment agency from providing financial assistance to a sports stadium project that involves the relocation of a professional sports franchise from the territorial jurisdiction of one local agency to another within the same market area, as specified. The bill would provide that this prohibition does not apply to local agency assistance in the construction of public improvements that serve all or a portion of the jurisdiction of the local agency, as specified, and would provide the home local agency, as defined, the right to assert a violation of these provisions as a claim or defense in judicial proceedings.

**Subject:** Local Govt Finance,Other Local Govt Interest,Land Use Authority,

## Local Govt Finance

**ACA 3**

**(Gaines) Expenditure limits.**

**Last Amend:**

Dead 2/18 | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc | Enrolled | Vetoed | Chaptered

**Summary:** Would repeal those provisions, and instead would limit total state General Fund and special fund expenditures to an annual increase of no more than the increase in the cost of living, as specified, multiplied by the percentage increase in state population. The measure would require excess revenues to be allocated in prescribed amounts to a reserve account, to the State School Fund, and to personal income taxpayers. This bill contains other related provisions and other existing laws.

**Subject:** Local Govt Finance,

**SB 49**

**(Migden) Local government: financial assistance: sports franchises.**

**Last Amend:**



Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would prohibit a local agency or redevelopment agency from providing financial assistance to a sports stadium project that involves the relocation of a professional sports franchise from the territorial jurisdiction of one local agency to another within the same market area, as specified. The bill would provide that this prohibition does not apply to local agency assistance in the construction of public improvements that serve all or a portion of the jurisdiction of the local agency, as specified, and would provide the home local agency, as defined, the right to assert a violation of these provisions as a claim or defense in judicial proceedings.

**Subject:** Local Govt Finance, Other Local Govt Interest, Land Use Authority,

**SB 114**

**(Florez) Disaster relief.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would provide for similar state allocations with respect to property tax revenue reductions resulting from a reassessment for damages incurred within the Counties of Fresno, Kern, Kings, Madera, Merced, Monterey, San Luis Obispo, Santa Barbara, Tulare, and Ventura that were declared by the Governor to be in a state of emergency due to severe freezing conditions that commenced January 11, 2007. This bill contains other related provisions and other existing laws.

**Subject:** Local Govt Finance, Other Local Govt Interest,

## Meetings of Public Bodies

**HR 1**

**(De La Torre) Relative to the Standing Rules of the Assembly for the 2007-08 Regular Session.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** The Standing Rules Of The Assembly For The 2007-08 Regular Session

**Subject:** Meetings of Public Bodies,

**HR 3**

**(De La Torre) Relative to the organization of the Assembly for the 2007-08 Regular Session.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** The Organization Of The Assembly For The 2007-08 Regular Session

**Subject:** Meetings of Public Bodies,

## Other Local Govt Interest

AB 70

**(Jones) Flood liability.**

**Last Amend:**

**Dead/2YR** | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | **Conf./Conc.** | **Enrolled** | **Vetoed** | **Chaptered**

**Summary:** Would subject, in addition to any other legal liability imposed by law, a city or county to joint liability, whether or not the city or county directly participates in the operation or maintenance of a flood control project, for property damage sustained in a flood by approving new development in an undeveloped area that is protected by a project levee where flood levels are anticipated to exceed 3 feet for a 200-year flood event, as specified.

**Subject:** Flood Protection, Other Local Govt Interest,

ACA 1

**(Dymally) Elections: redistricting.**

**Last Amend:**

**Dead/2YR** | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | **Conf./Conc.** | **Enrolled** | **Vetoed** | **Chaptered**

**Summary:** Would delete these existing requirements, and would instead require the appointment of the Independent Redistricting Commission, composed of 5 members, that would be charged with establishing, by February 28 of each year ending in the number one, congressional, Assembly, Senate, and State Board of Equalization districts of equal population in compliance with the United States Constitution, pursuant to a mapping process for each district in accordance with specified goals. The measure would require the commission to approve a redistricting plan that includes the final maps for all districts. The measure would require the Legislature to adjust the boundaries of the districts of any of these offices for which the commission fails to approve a final map within one year after the deadline for the commission's appointment. This bill contains other related provisions.

**Subject:** Other Local Govt Interest,

ACA 4

**(Villines) Reapportionment.**

**Last Amend:**

**Dead/2YR** | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | **Conf./Conc.** | **Enrolled** | **Vetoed** | **Chaptered**

**Summary:** Would repeal these provisions and instead require the Independent Citizens' Commission on Redistricting, to be comprised of an unspecified membership, on or before February 1 of the year following the year in which the national census is taken, to adjust the boundary lines of the Senate, Assembly, congressional, and State Board of Equalization districts in conformance with certain standards, prioritized in a certain order consistent with specified federal law.

**Subject:** Other Local Govt Interest,

SB 8

**(Kuehl) California Bay-Delta Authority Act.**

**Last Amend:**

**Dead/2YR** | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | **Conf./Conc.** | **Enrolled** | **Vetoed** | **Chaptered**

**Summary:** Would include environmental justice among the prescribed program elements.

**Subject:** Flood Protection, Environment, Other Local Govt Interest,

SB 18

**(Perata) Public works: labor compliance programs.**

**Last Amend:**

SB 49

**Dead/2YR** | **1st Desk** | **1st Policy** | **1st Fiscal** | **1st Floor** | **2nd Desk** | **2nd Policy** | **2nd Fiscal** | **2nd Floor** | **Conf./Conc.** | **Enrolled** | **Vetoed** | **Chaptered**  
**Summary:** Would add the Kindergarten-University Public Education Facilities Bond Act of 2006 as a source of funds for a public works project that would require an awarding body, if it chooses to use those funds, to initiate and enforce, or contract with a 3rd party to initiate and enforce, a labor compliance program. This bill contains other related provisions.  
**Subject:** Other Local Govt Interest,

**(Migden) Local government: financial assistance: sports franchises.**  
**Last Amend:**

**Dead/2YR** | **1st Desk** | **1st Policy** | **1st Fiscal** | **1st Floor** | **2nd Desk** | **2nd Policy** | **2nd Fiscal** | **2nd Floor** | **Conf./Conc.** | **Enrolled** | **Vetoed** | **Chaptered**  
**Summary:** Would prohibit a local agency or redevelopment agency from providing financial assistance to a sports stadium project that involves the relocation of a professional sports franchise from the territorial jurisdiction of one local agency to another within the same market area, as specified. The bill would provide that this prohibition does not apply to local agency assistance in the construction of public improvements that serve all or a portion of the jurisdiction of the local agency, as specified, and would provide the home local agency, as defined, the right to assert a violation of these provisions as a claim or defense in judicial proceedings.  
**Subject:** Local Govt Finance, Other Local Govt Interest, Land Use Authority,

SB 114

**(Florez) Disaster relief.**  
**Last Amend:**

**Dead/2YR** | **1st Desk** | **1st Policy** | **1st Fiscal** | **1st Floor** | **2nd Desk** | **2nd Policy** | **2nd Fiscal** | **2nd Floor** | **Conf./Conc.** | **Enrolled** | **Vetoed** | **Chaptered**  
**Summary:** Would provide for similar state allocations with respect to property tax revenue reductions resulting from a reassessment for damages incurred within the Counties of Fresno, Kern, Kings, Madera, Merced, Monterey, San Luis Obispo, Santa Barbara, Tulare, and Ventura that were declared by the Governor to be in a state of emergency due to severe freezing conditions that commenced January 11, 2007. This bill contains other related provisions and other existing laws.  
**Subject:** Local Govt Finance, Other Local Govt Interest,

## Property Tax

AB 83

**(Lieber) Property tax administration: PARE program.**  
**Last Amend:**

**Dead/2YR** | **1st Desk** | **1st Policy** | **1st Fiscal** | **1st Floor** | **2nd Desk** | **2nd Policy** | **2nd Fiscal** | **2nd Floor** | **Conf./Conc.** | **Enrolled** | **Vetoed** | **Chaptered**  
**Summary:** Would for the 2007-08 fiscal year and for each fiscal year thereafter to the 2012-13 fiscal year, inclusive, establish the State-County Property Assessment and Revenue for Education Funding Program (PARE) under which a county that enacts a specified resolution and meets certain conditions would, if funds are appropriated for the program, receive moneys for specified property tax administration purposes. This bill would specify that funds received under the program would be under the administrative control of the county auditor, but the county assessor would direct the expenditure of these funds. This bill would reduce the amount of funding available to a county under the PARE program if the county fails to meet specified performance goals relating to administering the property tax system, as provided. This bill

would also require the Department of Finance to evaluate the PARE program and to report its findings to the Legislature on or before December 31, 2012. This bill contains other related provisions.

**Subject:** Property Tax,

**SB 38**

**(Battin) Disaster relief.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoe | Chaptered

**Summary:** Would provide for similar state allocations with respect to property tax revenue reductions resulting from a reassessment for damages incurred within the County of Riverside, which was declared by the Governor to be in a state of emergency due to wildfires that occurred in October 2006. This bill contains other related provisions and other existing laws.

**Subject:** Property Tax,

## TAX

**AB 21**

**(Jones) Income taxes: earned income tax credit.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoe | Chaptered

**Summary:** Would for taxable years beginning on or after January 1, 2008, allow a credit computed by multiplying the federal credit amount, as defined, by 15% and subtracting therefrom the alternative minimum tax, as specified. The credit would be refundable upon appropriation by the Legislature, as provided. This bill contains other related provisions.

**Subject:** TAX,

**AB 33**

**(Jeffries) Income tax credit: school transportation costs.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoe | Chaptered

**Summary:** Would allow a credit in an amount equal to 20% of the school transportation costs, as defined, paid or incurred by the taxpayer during the taxable year. This bill contains other related provisions.

**Subject:** TAX, Transportation - Other,

**SB 73**

**(Florez) Income and corporation taxes: credit: biodiesel fuel.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoe | Chaptered

**Summary:** Would under both laws, for taxable years beginning on or after January 1, 2008, allow a refundable tax credit in an amount equal to a specified amount for each gallon of biodiesel fuel, as defined, produced or manufactured by a qualified producer at any facility located in this state to be reimbursed on a quarterly basis, as provided. This bill contains other related provisions.

**Subject:** TAX,Alternative Fuel,

## Transportation - Other

**AB 4** (Anderson) Department of Transportation: District 11 Transportation Management Center.  
Last Amend:

Dead/2YR 1st Desk 1st Policy 1st Fiscal 1st Floor 2nd Desk 2nd Policy 2nd Fiscal 2nd Floor Conf./Conc. Enrolled Vetoed Chaptered

**Summary:** Would state the intent of the Legislature to increase the hours of operation and coverage of the transportation management center at the State Transportation District 11 office in San Diego.

**Subject:** Transportation - Other,

**AB 11** (DeVore) Vehicles: special license plates.  
Last Amend:

Dead/2YR 1st Desk 1st Policy 1st Fiscal 1st Floor 2nd Desk 2nd Policy 2nd Fiscal 2nd Floor Conf./Conc. Enrolled Vetoed Chaptered

**Summary:** Would provide for the issuance of special license plates by the department for an active member of the California National Guard who furnishes a certificate provided by the Adjutant General, as specified. This bill contains other related provisions and other existing laws.

**Subject:** Transportation - Other,

**AB 23** (Ma) Department of Transportation: marked crosswalk: control signal.  
Last Amend:

Dead/2YR 1st Desk 1st Policy 1st Fiscal 1st Floor 2nd Desk 2nd Policy 2nd Fiscal 2nd Floor Conf./Conc. Enrolled Vetoed Chaptered

**Summary:** Would require the Department of Transportation to place and maintain an official control signal that emits a count down pedestrian display at a marked pedestrian crosswalk if that crosswalk crosses a state highway and is within 2,000 feet of a school building or the grounds of that school building or a senior center, as defined.

**Subject:** Transportation - Other,

**AB 33** (Jeffries) Income tax credit: school transportation costs.  
Last Amend:

Dead/2YR 1st Desk 1st Policy 1st Fiscal 1st Floor 2nd Desk 2nd Policy 2nd Fiscal 2nd Floor Conf./Conc. Enrolled Vetoed Chaptered

**Summary:** Would allow a credit in an amount equal to 20% of the school transportation costs, as defined, paid or incurred by the taxpayer during the taxable year. This bill contains other related provisions.

**Subject:** TAX,Transportation - Other,

**SB 10** (Kehoe) Airport land use commissions: San Diego County Regional Airport Authority.  
Last Amend:

Dead/2YR 1st Desk 1st Policy 1st Fiscal 1st Floor 2nd Desk 2nd Policy 2nd Fiscal 2nd Floor Conf./Conc. Enrolled Vetoed Chaptered

[Dead/2YR](#) [1st Desk](#) [1st Policy](#) [1st Fiscal](#) [1st Floor](#) [2nd Desk](#) [2nd Policy](#) [2nd Fiscal](#) [2nd Floor](#) [Conf./Conc.](#) [Enrolled](#) [Vetoed](#) [Chaptered](#)

**Summary:** Would designate the San Diego Association of Governments (SANDAG) in lieu of the authority as the entity responsible for coordinating the airport planning of public agencies within the county, thereby imposing a state-mandated local program. Under the bill, any airport land use compatibility plan adopted or amended by the authority before January 1, 2008, would remain in effect until SANDAG adopts a new airport land use compatibility plan or amends an existing plan. This bill contains other related provisions and other existing laws.

**Subject:** Transportation - Other,

## SB 61

**(Runner) Transportation: public-private partnerships.**

**Last Amend:**

[Dead/2YR](#) [1st Desk](#) [1st Policy](#) [1st Fiscal](#) [1st Floor](#) [2nd Desk](#) [2nd Policy](#) [2nd Fiscal](#) [2nd Floor](#) [Conf./Conc.](#) [Enrolled](#) [Vetoed](#) [Chaptered](#)

**Summary:** Would enact additional similar provisions without the above restrictions. The bill would provide a revised process for nominating and selecting candidate projects. The bill would authorize the department or regional transportation agency nominating a project to pay a stipend to proposers of a project under certain conditions. In addition to authorizing the charging of tolls or user fees on transportation facilities constructed under these new provisions, the bill would also authorize the department or regional transportation agencies to enter into agreements under which a private entity constructs a transportation project that is operated without the charging of a toll or user fee, but where the private entity receives compensation in the form of a shadow toll or other type of payment. The bill would make other related changes.

**Subject:** Transportation - Other,

## Transportation - Roads

## AB 57

**(Soto) Highways: Safe Routes to School construction program.**

**Last Amend:**

[Dead/2YR](#) [1st Desk](#) [1st Policy](#) [1st Fiscal](#) [1st Floor](#) [2nd Desk](#) [2nd Policy](#) [2nd Fiscal](#) [2nd Floor](#) [Conf./Conc.](#) [Enrolled](#) [Vetoed](#) [Chaptered](#)

**Summary:** Would delete the January 1, 2008, repeal date for these provisions, thereby extending the provisions indefinitely, and would make related changes. This bill contains other existing laws.

**Subject:** Bicycle and Pedestrian, Transportation - Roads,

## AB 101

**(Ma) Transportation: highway and road closures.**

**Last Amend:**

[Dead/2YR](#) [1st Desk](#) [1st Policy](#) [1st Fiscal](#) [1st Floor](#) [2nd Desk](#) [2nd Policy](#) [2nd Fiscal](#) [2nd Floor](#) [Conf./Conc.](#) [Enrolled](#) [Vetoed](#) [Chaptered](#)

**Summary:** Would require the department to establish a publicly accessible database that includes every public highway or road in California that is closed during the winter months. The bill would require this information to be updated annually and be readily available and easily accessible on the department's Internet Web site. The bill would also urge manufacturers of printed maps and Internet map companies to use the department's database, as specified.

**Subject:** Transportation - Roads,

**SB 16****(Florez) Railroads: rail crossings.****Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would require the commission to order that a public-rail grade crossing be equipped with automatic gates, if the commission determines in the course of investigating a public-rail grade crossing collision, that it is more likely than not that the collision would not have occurred if the crossing had been equipped with automatic gates, or if the commission determines that the injury to person or property resulting from the collision would have been substantially reduced if the crossing had been equipped with automatic gates.

**Subject:** Transportation - Transit,

## Transportation-All

**SB 45****(Perata) Transportation funds for capital projects and capital expenditures.****Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would state the intent of the Legislature to enact legislation that would establish the application process for allocations from the Transit System Safety, Security, and Disaster Response Account.

**Subject:** Transportation-All,

**SB 47****(Perata) Transportation bonds.****Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would state the intent of the Legislature to enact provisions governing project eligibility, matching fund requirements, and the application process relative to allocation of bond proceeds to the State-Local Partnership Program.

**Subject:** Transportation-All,

## Water

**AB 19****(DeVore) Water quality: Santa Ana region.****Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would establish the Santa Ana Regional Water Quality Improvement Project and the Santa Ana Regional Water Quality Improvement Board, which would be comprised of specified members, for the purposes of carrying out the act. The

bill would authorize a city or county to allow a discharger within its jurisdiction, upon the request of the discharger, to become subject to regulation by the Santa Ana Regional Water Quality Improvement Board in lieu of the regional board for purposes of the act. This bill contains other related provisions and other existing laws.

**Subject:** Water,

**AB 41**

**(La Malfa) Water resources: bond proceeds.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would declare that it is the intent of the Legislature that the funds derived from these bond acts, consistent with the intent of the voters, be expended in the most cost-efficient and effective manner and, to the greatest extent possible, to address this state's critical lack of adequate surface water storage. The bill would make related legislative findings and declarations.

**Subject:** Flood Protection, Water,

**AB 162**

**(Wolk) Land use: water supply.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would require the land use element to identify and annually review those areas covered by the general plan that are subject to flooding as identified by floodplain mapping prepared by the Federal Emergency Management Agency or the Department of Water Resources and would require, upon the next revision of the housing element, on or after January 1, 2008, the conservation element of the general plan to identify rivers, creeks, streams, flood corridors, riparian habitat, and land that may accommodate floodwater for purposes of groundwater recharge and stormwater management. By imposing new duties on local public officials, the bill would create a state-mandated local program. This bill contains other related provisions and other existing laws.

**Subject:** Water, Land Use Authority,

**SCA 2**

**(Simitian) Clean Drinking Water, Water Supply Security, and Environmental Improvement Bond Act of 2007.**

**Last Amend:**

Dead/2YR | 1st Desk | 1st Policy | 1st Fiscal | 1st Floor | 2nd Desk | 2nd Policy | 2nd Fiscal | 2nd Floor | Conf./Conc. | Enrolled | Vetoed | Chaptered

**Summary:** Would establish requirements for the amendment or repeal of a bond measure designated as the "Clean Drinking Water, Water Supply Security, and Environmental Improvement Bond Act of 2007" to be submitted to the voters at an unspecified statewide election. This bill contains other related provisions.

**Subject:** Water,

Total rows: 71





# C/CAG AGENDA REPORT

**Date:** February 8, 2007  
**To:** C/CAG Legislative Committee  
**From:** Richard Napier, Executive Director  
**Subject:** Review Legislative Scorecard  
For 2003-04 and 2005-06 Legislative Sessions

(For further information contact Diana Shu at 599-1414)

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## **RECOMMENDATION**

For review only, follow up on December 14, 2006 meeting request to compare prior session results.

## **FISCAL IMPACT**

None.

## **SOURCE OF FUNDS**

Not applicable.

## **BACKGROUND/DISCUSSION**

Attached report is a summary of the 2004-06 Legislative Votes by Senators Simitian and Speier, and Assemblymembers Mullin, Ruskin and Yee. And prior legislative session results.

Calculations were based on the number of times an individual voted for a particular bill. One support point was scored if a "yes" vote was logged for bills supported by C/CAG and one support point was scored if a "no" vote was logged for bills which was opposed by C/CAG. Similarly an oppose point was scored if the individual voted against C/CAG's position. Absent votes were not scored.

## **ATTACHMENTS**

1. 2005-2006 Voting Record For San Mateo County Legislative Delegation
2. Votes Cast By Legislators
3. Consistency with C/CAG Positions By Legislators
4. 2003-2004 Voting Record For San Mateo County Legislative Delegation
5. Votes Cast By Legislators
6. Consistency with C/CAG Positions By Legislators

## 2003-2004 VOTING RECORD FOR SAN MATEO COUNTY LEGISLATIVE DELEGATION

| TOTAL VOTES ON BILLS THAT C/CAG TOOK A POSITION ON  | Simitian | Speier | Mullin | Sher | Yee |
|---|----------|--------|--------|------|-----|
| Total votes supporting C/CAG's positions (does not include reconsideration or suspense file votes). | 28       | 15     | 22     | 3    | 25  |
| Total votes opposing C/CAG's positions (does not include reconsideration or suspense file votes).   | 3        | 6      | 4      | 4    | 4   |
| Percent voting with C/CAG (does not include reconsideration or suspense file votes).                | 90%      | 71%    | 85%    | 43%  | 86% |
| Total Possible Votes Cast   | 31       | 21     | 26     | 7    | 29  |

### Method of Calculation:

Supports C/CAG position get 1 support point. Opposes C/CAG position gets 1 oppose point.

Total possible votes cast equals the number of times legislator votes on bills C/CAG took positions on

Percent voting with C/CAG equals the number of times a legislator voted in support of C/CAG divided by the total possible votes cast.

**2003-2004 Action Report Summary Table by Bill Number**  
Scorecard of voting for 2003-04 Legislative Years

| No.                   | Category               | Bill    | Author        | Description   | C/CAG positions |                      |         |         | Status        | Chartered |
|-----------------------|------------------------|---------|---------------|---|-----------------|----------------------|---------|---------|---------------|-----------|
|                       |                        |         |               |   | support         | support w/admndments | neutral | opposed |               |           |
| 1                     | Vehicle Abatement      | AB 478  | Ridley-Thomas | Vehicle; Removal; disposal  |                 |                      | x       |         | ASM CHAPTERED | 1         |
| 2                     | Transportation - Road  | AB 574  | Yee           | Vehicles; registration; local change. Child care subsidies; County of San Mateo; pilot project. |                 |                      | x       |         |               |           |
| 3                     | Other Local Govt Inter | AB 1326 | Simitian      | Mateo; pilot project.   | x               |                      |         |         | ASM CHAPTERED | 1         |
| 4                     | Redevelopment          | AB 1358 | Simitian      | Redevelopment; cities; housing. Affordable housing; greater Sacramento region.                  | x               |                      |         | x       |               |           |
| 5                     | Housing                | AB 1426 | Steinberg     |   |                 |                      |         |         |               |           |
| 6                     | Other Local Govt Inter | AB 1544 | Simitian      | Elections   | x               |                      |         |         | ASM CHAPTERED | 1         |
| 7                     | Local Govt Finance     | AB 1546 | Simitian      | Local governments; vehicle fee for congestion and stormwater management programs.               | x               |                      |         |         | ASM CHAPTERED | 1         |
| 8                     | Transportation-All     | AB 2741 | Salinas       | Metropolitan Transportation Commission  |                 |                      |         | x       |               |           |
| 9                     | Local Govt Finance     | ABX14   | Wesson        | Vehicle license fees  | x               |                      |         |         |               |           |
| 10                    | ERAF                   | ACA 5   | Cogdill       | Local government finance; property tax revenue allocation; local agency relief.                 | x               |                      |         |         |               |           |
| 11                    | Transportation-All     | ACA 7   | Dutra         | Transportation funding; transactions and use tax.   | x               |                      |         |         |               |           |
| 12                    | Stormwater (NPDES)     | ACA 10  | Harman        | Local government; property-related fees   | x               |                      |         |         |               |           |
| 13                    | Local Govt Finance     | ACA 11  | Levine        | Local government; general obligation bonds; infrastructure projects.                            | x               |                      |         |         |               |           |
| 14                    | Property Tax           | ACA 17  | Daucher       | Taxation; local sales and use tax revenues and ad valorem property tax revenues; allocation.    |                 |                      |         | x       |               |           |
| 15                    | Sales Tax              | SB 103  | Alpert        | Sales and use taxes.  | x               |                      |         |         | SEN CHAPTERED | 1         |
| 16                    | Sales Tax              | SB 157  | Bowen         | Sales and use taxes; uniformity   | x               |                      |         |         | SEN CHAPTERED | 1         |
| 17                    | Stormwater (NPDES)     | SB 196  | Kuehl         | California regional water quality control boards.   | x               |                      |         |         | SEN CHAPTERED | 1         |
| 18                    | Transportation-All     | SB 916  | Perata        | Toll bridge revenues; Treasure Island Development Authority.                                    |                 | x                    |         |         | SEN CHAPTERED | 1         |
| 19                    | Transportation-All     | SCA 2   | Torlakson     | Local government; sales taxes; transportation and smart growth planning.                        |                 |                      |         | x       |               |           |
| Total Bills Chartered |                        |         |               |   |                 |                      |         |         |               | 8         |
| Dead                  |                        |         |               |   |                 |                      |         |         |               | 11        |

2003-2004 Action Report Summary Table by Bill Number  
Scorecard of voting for 2003-04 Legislative Years

Votes Cast By Legislators

| No. | Category               | Bill    | Author        | Description  | C/CAG positions |                        |         |         | Simitian |        | Speier |     | Mullin |    | Sher |        | Yee |     |        |    |   |   |
|-----|------------------------|---------|---------------|--|-----------------|------------------------|---------|---------|----------|--------|--------|-----|--------|----|------|--------|-----|-----|--------|----|---|---|
|     |                        |         |               |  | support         | support w/admen dments | neutral | opposed | yes      | absent | no     | yes | absent | no | yes  | absent | no  | yes | absent | no |   |   |
| 1   | Vehicle Abatement      | AB 478  | Ridley-Thomas | Vehicle; Removal; disposal   |                 |                        | x       |         | 2        | 1      |        |     | 2      |    | 3    |        | 2   |     |        |    |   |   |
| 2   | Transportation - Road  | AB 574  | Yee           | Vehicles; registration; local charge.  |                 |                        | x       |         | 3        |        |        |     | 2      |    | 2    |        | 2   |     |        |    |   |   |
| 3   | Other Local Govt Inter | AB 1326 | Simitian      | Child care subsidies; County of San Mateo; pilot project.                                    | x               |                        |         |         | 3        |        |        |     | 3      |    | 1    |        | 3   |     |        |    |   |   |
| 4   | Redevelopment          | AB 1358 | Simitian      | Redevelopment; cities; housing.  | x               |                        |         |         | 1        |        |        |     | 2      |    | 1    |        |     | 1   |        |    |   |   |
| 5   | Housing                | AB 1426 | Steinberg     | Affordable housing; greater Sacramento region.   |                 |                        |         | x       | 2        | 1      | 4      | 1   | 4      |    | 4    |        | 3   |     |        |    |   |   |
| 6   | Other Local Govt Inter | AB 1544 | Simitian      | Elections  | x               |                        |         |         | 3        |        | 1      |     | 2      |    |      |        | 3   |     |        |    |   |   |
| 7   | Local Govt Finance     | AB 1546 | Simitian      | Local governments: vehicle fee for congestion and stormwater management programs.            | x               |                        |         |         | 4        |        |        |     | 2      | 3  |      |        | 3   |     |        |    |   |   |
| 8   | Transportation-All     | AB 2741 | Salinas       | Metropolitan Transportation Commission   |                 |                        |         | x       | 1        |        |        |     | 2      |    |      |        | 2   |     |        |    |   |   |
| 9   | Local Govt Finance     | ABX1 4  | Wesson        | Vehicle license fees   | x               |                        |         |         |          |        | 1      |     |        |    |      |        |     |     |        |    |   |   |
| 10  | ERAF                   | ACA 5   | Cogdill       | Local government finance; property tax revenue allocation; local agency relief.              | x               |                        |         |         |          |        |        |     | 1      |    |      |        |     |     |        |    |   |   |
| 11  | Transportation-All     | ACA 7   | Dutra         | Transportation funding; transactions and use tax.  | x               |                        |         |         | 2        |        |        |     |        |    |      |        | 1   |     |        |    |   |   |
| 12  | Stormwater (NPDES)     | ACA 10  | Harman        | Local government; property-related fees  | x               |                        |         |         | 1        |        |        |     | 1      |    |      |        | 1   |     |        |    |   |   |
| 13  | Local Govt Finance     | ACA 11  | Levine        | Local government; general obligation bonds; infrastructure projects.                         | x               |                        |         |         | 1        |        |        |     | 1      |    |      |        | 1   |     |        |    |   |   |
| 14  | Property Tax           | ACA 17  | Daucher       | Taxation: local sales and use tax revenues and ad valorem property tax revenues; allocation. |                 |                        |         | x       |          |        |        |     |        |    |      |        |     |     |        |    |   |   |
| 15  | Sales Tax              | SB 103  | Albert        | Sales and use taxes.   | x               |                        |         |         | 6        |        | 3      |     | 2      |    |      |        | 4   | 1   |        |    |   |   |
| 16  | Sales Tax              | SB 157  | Bowen         | Sales and use taxes; uniformity  | x               |                        |         |         | 3        |        | 3      |     | 1      |    | 1    |        | 2   |     |        |    |   |   |
| 17  | Stormwater (NPDES)     | SB 196  | Kuehl         | California regional water quality control boards.  | x               |                        |         |         | 1        | 1      | 2      |     | 2      |    |      |        | 2   |     |        |    |   |   |
| 18  | Transportation-All     | SB 916  | Perata        | Toll bridge revenues; Treasure Island Development Authority.                                 |                 | x                      |         |         | 3        | 1      | 5      |     | 2      |    |      |        | 3   |     |        |    |   |   |
| 19  | Transportation-All     | SCA 2   | Torlakson     | ) Local government; sales taxes; transportation and smart growth planning.                   |                 |                        |         | x       |          |        |        |     |        |    |      |        |     |     |        |    |   |   |
|     |                        |         |               |  |                 |                        |         |         | 36       | 4      | 0      | 19  | 1      | 2  | 30   | 0      | 12  | 0   | 0      | 32 | 2 | 1 |

2003-2004 Action Report Summary Table by Bill Number  
Scorecard of voting for 2003-04 Legislative Years

Consistency with C/CAG Positions By Legislators

| No. | Category               | Bill    | Author        | Description  | C/CAG positions |                      |         |         | Simitian |        | Speler  |        | Mullin  |        | Sher    |        | Yee     |        |
|-----|------------------------|---------|---------------|--|-----------------|----------------------|---------|---------|----------|--------|---------|--------|---------|--------|---------|--------|---------|--------|
|     |                        |         |               |  | support         | support w/adm'dments | neutral | opposed | support  | oppose | support | oppose | support | oppose | support | oppose | support | oppose |
| 1   | Vehicle Abatement      | AB 478  | Ridley-Thomas | Vehicle; Removal; disposal   |                 |                      | x       |         |          |        |         |        |         |        |         |        |         |        |
| 2   | Transportation - Road  | AB 574  | Yee           | Vehicles; registration; local charge.  |                 |                      | x       |         |          |        |         |        |         |        |         |        |         |        |
| 3   | Other Local Govt Int'l | AB 1326 | Simitian      | Child care subsidies; County of San Mateo; pilot project.                                    | x               |                      |         |         | 3        | 0      | 0       | 0      | 3       | 0      | 1       | 0      | 3       | 0      |
| 4   | Redevelopment          | AB 1358 | Simitian      | Redevelopment; cities; housing.  | x               |                      |         |         | 1        | 0      | 0       | 0      | 2       | 0      | 1       | 0      | 0       | 0      |
| 5   | Housing                | AB 1426 | Steinberg     | Affordable housing; greater Sacramento region.   |                 |                      |         | x       | 0        | 2      | 0       | 4      | 0       | 4      | 0       | 4      | 0       | 3      |
| 6   | Other Local Govt Int'l | AB 1544 | Simitian      | Elections  | x               |                      |         |         | 3        | 0      | 1       | 0      | 2       | 0      | 0       | 0      | 3       | 0      |
| 7   | Local Govt Finance     | AB 1546 | Simitian      | Local governments; vehicle fee for congestion and stormwater management programs.            | x               |                      |         |         | 4        | 0      | 0       | 2      | 3       | 0      | 0       | 0      | 3       | 0      |
| 8   | Transportation-All     | AB 2741 | Salinas       | Metropolitan Transportation Commission   |                 |                      |         | x       | 0        | 1      | 0       | 0      | 0       | 0      | 0       | 0      | 0       | 0      |
| 9   | Local Govt Finance     | ABX1 4  | Wesson        | Vehicle license fees   | x               |                      |         |         | 0        | 0      | 1       | 0      | 2       | 0      | 0       | 0      | 2       | 0      |
| 10  | ERAF                   | ACA 5   | Coghil        | Local government finance; property tax revenue allocation; local agency relief.              | x               |                      |         |         | 0        | 0      | 0       | 0      | 1       | 0      | 0       | 0      | 0       | 0      |
| 11  | Transportation-All     | ACA 7   | Dutra         | Transportation funding; transactions and use tax.  | x               |                      |         |         | 2        | 0      | 0       | 0      | 0       | 0      | 0       | 0      | 1       | 0      |
| 12  | Stormwater (N - S)     | ACA 10  | Harman        | Local government; property-related fees  | x               |                      |         |         | 1        | 0      | 0       | 0      | 1       | 0      | 0       | 0      | 1       | 0      |
| 13  | Local Govt Fin         | ACA 11  | Levite        | Local government; general obligation bonds; infrastructure projects.                         | x               |                      |         |         | 1        | 0      | 0       | 0      | 1       | 0      | 0       | 0      | 1       | 0      |
| 14  | Property Tax           | ACA 17  | Daucher       | Taxation; local sales and use tax revenues and ad valorem property tax revenues; allocation. |                 |                      |         |         | 0        | 0      | 0       | 0      | 0       | 0      | 0       | 0      | 0       | 0      |
| 15  | Sales Tax              | SB 103  | Alpert        | Sales and use taxes.   | x               |                      |         | x       | 6        | 0      | 3       | 0      | 2       | 0      | 0       | 0      | 4       | 1      |
| 16  | Sales Tax              | SB 157  | Bowen         | Sales and use taxes; uniformity  | x               |                      |         |         | 3        | 0      | 3       | 0      | 1       | 0      | 1       | 0      | 2       | 0      |
| 17  | Stormwater (NEDES)     | SB 196  | Kuehl         | California regional water quality control boards.  | x               |                      |         |         | 1        | 0      | 2       | 0      | 2       | 0      | 0       | 0      | 2       | 0      |
| 18  | Transportation-All     | SB 916  | Perata        | Toll bridge revenues; Treasure Island Development Authority.                                 |                 | x                    |         |         | 3        | 0      | 5       | 0      | 2       | 0      | 0       | 0      | 3       | 0      |
| 19  | Transportation-All     | SCA 2   | Torkelson     | Local government; sales taxes; transportation and smart growth planning.                     |                 |                      |         | x       | 0        | 0      | 0       | 0      | 0       | 0      | 0       | 0      | 0       | 0      |
|     |                        |         |               |  |                 |                      |         |         | 28       | 3      | 15      | 6      | 22      | 4      | 3       | 4      | 25      | 4      |
|     |                        |         |               |  |                 |                      |         |         | 90%      | 10%    | 71%     | 29%    | 85%     | 15%    | 43%     | 57%    | 86%     | 14%    |

## 2005-2006 VOTING RECORD FOR SAN MATEO COUNTY LEGISLATIVE DELEGATION

| TOTAL VOTES ON BILLS THAT C/CAG TOOK A POSITION ON  | Simitian | Speier | Mullin | Ruskin | Yee |
|---|----------|--------|--------|--------|-----|
| Total votes supporting C/CAG's positions (does not include reconsideration or suspense file votes). | 21       | 14     | 20     | 13     | 19  |
| Total votes opposing C/CAG's positions (does not include reconsideration or suspense file votes).   | 10       | 7      | 8      | 5      | 11  |
| Percent voting with C/CAG (does not include reconsideration or suspense file votes).                | 68%      | 67%    | 71%    | 72%    | 63% |
|   |          |        |        |        |     |
| Total Possible Votes Cast   | 31       | 21     | 28     | 18     | 30  |

### Method of Calculation:

Supports C/CAG position get 1 support point. Opposes C/CAG position gets 1 oppose point.

Total possible votes cast equals the number of times legislator votes on bills C/CAG took positions on.

Percent voting with C/CAG equals the number of times a legislator voted in support of C/CAG divided by the total possible votes cast.

2005-2006 Action Report Summary Table by Bill Number  
Scorecard of voting for 2005-06 Legislative Years

| No. | Category                              | Bill    | Author     | Description  | C/CAG positions |                           |         |         | Status                                | Chartered |
|-----|---------------------------------------|---------|------------|--|-----------------|---------------------------|---------|---------|---------------------------------------|-----------|
|     |                                       |         |            |  | support         | support w/admen<br>dments | neutral | opposed |                                       |           |
| 1   | Smart Growth<br>Land Use<br>Authority | AB 1020 | Hancock    | Transportation planning: improved travel models.                                 |                 |                           | x       |         | VETOED                                |           |
| 2   |                                       | AB 1162 | Mullin     | Eminent domain.  | x               |                           |         |         | SEN RLS                               |           |
| 3   | Sales Tax                             | AB 1282 | Mullin     | Income taxes: credits: child care.   |                 |                           | x       |         | ASM CHARTERED                         | 1         |
| 4   | Roads<br>Transportation -             | AB 1329 | Wolk       | Design-build contracting: cities.  | x               |                           |         |         | ASM CHARTERED                         | 1         |
| 5   | Airport Land<br>Use                   | AB 1358 | Mullin     | Acquisition of proposed school sites: notice.                                    | x               |                           |         |         | ASM CHARTERED                         | 1         |
| 6   | Telecommunica<br>tions                | AB 1547 | Levine     | Alluvial Fan Task Force  |                 |                           | x       |         | SEN RLS                               |           |
| 7   | Water                                 | AB 1665 | Laird      | Water resources.   |                 |                           | x       |         | ASM ASSEMBLY (Corrected September 6.) |           |
| 8   | Transportation -<br>Transit           | AB 1699 | Frommer    | Commuter and intercity passenger trains: push-pull operation: study.             |                 |                           | x       |         | VETOED                                |           |
| 9   | Transportation-<br>All                | AB 2444 | Klehs      | Congestion management and motor vehicle environmental mitigation fees.           |                 |                           | x       |         | VETOED                                |           |
| 10  | Transportation -<br>Other             | AB 2538 | Wolk       | Transportation funds: planning and programming: regional agencies.               |                 | x                         |         |         | ASM CHARTERED                         | 1         |
| 11  | Abatement<br>Vehicle                  | AB 2681 | Pavley     | Vehicles: registration fees: fines.  | x               |                           |         |         | VETOED                                |           |
| 12  | Telecommunica<br>tions                | AB 2987 | Nunez      | Cable and video service  |                 |                           |         | x       | ASM CHARTERED                         | 1         |
| 13  | Local Govt<br>Finance                 | AB 3026 | Lieber     | Workers' compensation: peace officers  |                 |                           |         | x       | SEN RLS: Read second time             |           |
| 14  | Environment                           | AB 315  | Hancock    | School facilities: energy efficiency: design standards                           | x               |                           |         |         | SEN RLS: Read third time              |           |
| 15  | Environment                           | AB 32   | Nunez      | Air pollution: greenhouse gases: California Global Warming Solutions Act of 2006 |                 |                           | x       |         | ASM CHARTERED                         | 1         |
| 16  | Other Local<br>Govt Interest          | AB 707  | Hancock    | Voting by mail: June 6, 2006, primary election.                                  | x               |                           |         |         | SEN E.R. & C. A                       |           |
| 17  | Budget                                | ACA 1   | Calderon   | Two-Year Budget  |                 |                           | x       |         | ASM APPR                              |           |
| 18  | Transportation-<br>All                | ACA 11  | Oropeza    | Transportation funds: loans.   | x               |                           |         |         | ASM APPR                              |           |
| 19  | Stormwater<br>(NPDES)<br>Land Use     | ACA 13  | Harman     | Local government: assessments and fees or charges.                               |                 | x                         |         |         | ASM L. GOV                            |           |
| 20  | Authority                             | ACA 15  | Mullin     | Eminent domain: redevelopment.   |                 |                           | x       |         | ASM G.O                               |           |
| 21  | Transportation-<br>All                | ACA 4   | Plescia    | Transportation Investment Fund.  | x               |                           |         |         | ASM APPR                              |           |
| 22  | Transportation-<br>All                | ACA 9   | Bogh       | Motor vehicle fuel sales tax revenue.  | x               |                           |         |         | ASM APPR                              |           |
| 23  | Local Govt<br>Finance                 | ACR 79  | Aghazarian | Fee Payers Bill of Rights  |                 |                           | x       |         | SUSPENSE FILE                         |           |
| 24  | Transportation -<br>Roads             | SB 1024 | Perata     | Public works and improvements: bond measure.                                     | x               |                           |         |         | ASM DESK                              |           |



2005-2006 Action Report Summary Table by Bill Number  
Scorecard of voting for 2005-06 Legislative Years

| No.                   | Category                | Bill    | Author    | Description  | C/CAG positions |                        |         |         | Status                  | Chartered |
|-----------------------|-------------------------|---------|-----------|--|-----------------|------------------------|---------|---------|-------------------------|-----------|
|                       |                         |         |           |  | support         | support w/admen dments | neutral | opposed |                         |           |
| 25                    | Land Use Authority      | SB 1059 | Escutia   | Electric transmission corridors                                      |                 |                        | x       |         | SEN CHAPTERED           | 1         |
| 26                    | Transportation- All     | SB 1161 | Alarcon   | State highways: design-sequencing contracts.                         |                 |                        | x       |         | ASM APPR. SUSPENSE FILE |           |
| 27                    | Redevelopment           | SB 1206 | Kehoe     | Redevelopment  |                 |                        |         | x       | SEN CHAPTERED           | 1         |
| 28                    | Eminent Domain          | SB 1210 | Torlakson | Eminent domain   |                 |                        |         | x       | SEN CHAPTERED           | 1         |
| 29                    | Vehicle Abatement       | SB 1225 | Chesbro   | Service authority: registration and service fees                     | x               |                        |         |         | VETOED                  |           |
| 30                    | Housing                 | SB 1330 | Dunn      | Housing developments: attorney's fees.                               |                 |                        | x       |         | Reconsideration granted |           |
| 31                    | Transportation- All     | SB 1611 | Similian  | Congestion management fees.  | x               |                        |         |         | ASM APPR. SUSPENSE FILE |           |
| 32                    | Telecommunications      | SB 1627 | Kehoe     | Wireless telecommunications facilities.                              |                 |                        |         | x       | SEN CHAPTERED           | 1         |
| 33                    | Transportation - Roads  | SB 172  | Torlakson | Bay area state-owned toll bridges: financing.                        | x               |                        |         |         | ASM TRANS               |           |
| 34                    | Solid Waste & Recycling | SB 369  | Similian  | Solid waste: tire recycling: rubberized asphalt concrete.            | x               |                        |         |         | SEN CHAPTERED           | 1         |
| 35                    | Transportation - Roads  | SB 371  | Torlakson | Public contracts: design-build contracting: transportation entities. | x               |                        |         |         | ASM DESK                |           |
| 36                    | Land Use Authority      | SB 53   | Kehoe     | Redevelopment  |                 |                        | x       |         | SEN CHAPTERED           | 1         |
| 37                    | Housing                 | SB 832  | Perata    | Punitive damages   |                 |                        | x       |         | VETOED                  |           |
| 38                    | Telecommunications      | SB 850  | Escutia   | Broadband telecommunications service                                 |                 |                        | x       |         | ASM U. & C              |           |
| 39                    | Telecommunications      | SB 909  | Bowen     | Broadband services   |                 |                        | x       |         | SEN CHAPTERED           | 1         |
| Total Bills Chartered |                         |         |           |  |                 |                        |         |         |                         | 13        |
| Dead                  |                         |         |           |  |                 |                        |         |         |                         | 26        |

2005-2006 Action Report Summary Table by Bill Number  
Scorecard of voting for 2005-06 Legislative Years

Votes Cast By Legislators

| No. | Category                 | Bill    | Author     | Description  | C/CAG positions |                      |         |         | Simitian |        | Speler |        | Mullin |        | Ruskin |        | Yee |        |
|-----|--------------------------|---------|------------|--|-----------------|----------------------|---------|---------|----------|--------|--------|--------|--------|--------|--------|--------|-----|--------|
|     |                          |         |            |  | support         | support w/admndments | neutral | opposed | yes      | absent | yes    | absent | yes    | absent | yes    | absent | yes | absent |
| 1   | Smart Growth Land Use    | AB 1020 | Hancock    | Transportation planning: improved travel models.                                 |                 |                      | x       |         | 2        |        | 1      |        | 2      |        | 2      |        | 3   |        |
| 2   | Authority                | AB 1162 | Mullin     | Eminent domain.  | x               |                      |         |         | 1        |        | 1      |        | 3      |        | 1      |        | 2   |        |
| 3   | Sales Tax                | AB 1282 | Mullin     | Income taxes: credits: child care.   |                 |                      | x       |         | 1        |        | 1      |        | 1      |        | 1      |        | 2   |        |
| 4   | Roads                    | AB 1329 | Wolk       | Design-build contracting: cities.  | x               |                      |         |         |          | 1      | 1      |        | 2      |        | 2      |        | 2   |        |
| 5   | Airport Land Use         | AB 1358 | Mullin     | Acquisition of proposed school sites: notice.                                    | x               |                      |         |         | 1        | 0      | 2      |        | 3      |        | 1      |        | 2   |        |
| 6   | Telecommunications       | AB 1547 | Levine     | Alluvial Fan Task Force  |                 |                      | x       |         | 1        |        |        |        | 2      |        | 1      |        | 2   |        |
| 7   | Water                    | AB 1665 | Laird      | Water resources.   |                 |                      | x       |         | 1        |        | 1      |        | 2      |        | 1      |        | 2   |        |
| 8   | Transportation - Transit | AB 1699 | Frommer    | Commuter and intercity passenger trains: push-pull operation: study.             |                 |                      | x       |         | 2        |        | 1      |        | 3      |        | 2      |        | 3   |        |
| 9   | Transportation - All     | AB 2444 | Klehs      | Congestion management and motor vehicle environmental mitigation fees.           |                 |                      | x       |         | 3        |        | 1      |        | 3      |        | 3      |        | 4   |        |
| 10  | Transportation - Other   | AB 2538 | Wolk       | Transportation funds: planning and programming: regional agencies.               |                 | x                    |         |         | 2        |        | 1      |        | 1      |        | 1      |        | 2   |        |
| 11  | Vehicle Abatement        | AB 2681 | Pavley     | Vehicles: registration fees: fines.  | x               |                      |         |         | 2        |        | 1      |        | 2      |        | 2      |        | 3   |        |
| 12  | Telecommunications       | AB 2987 | Nunez      | Cable and video service  |                 |                      |         | x       | 2        |        |        |        | 1      | 1      | 1      | 1      | 3   |        |
| 13  | Local Govt Finance       | AB 3026 | Lieber     | Workers' compensation: peace officers  |                 |                      |         | x       |          |        |        |        | 1      |        | 1      |        | 1   |        |
| 14  | Environment              | AB 315  | Hancock    | School facilities: energy efficiency: design standards                           | x               |                      |         |         | 1        |        | 1      |        | 3      |        | 1      |        | 2   |        |
| 15  | Environment              | AB 32   | Nunez      | Air pollution: greenhouse gases: California Global Warming Solutions Act of 2006 |                 |                      | x       |         | 2        |        | 1      |        | 3      |        | 2      |        | 3   |        |
| 16  | Govt Interest            | AB 707  | Hancock    | Voting by mail: June 6, 2006, primary election.                                  | x               |                      |         |         |          |        |        |        | 2      |        | 1      |        | 1   |        |
| 17  | Budget                   | ACA 1   | Calderon   | Two-Year Budget  |                 |                      | x       |         |          |        |        |        |        |        |        |        |     |        |
| 18  | All                      | ACA 11  | Oropeza    | Transportation funds: loans.   | x               |                      |         |         |          |        |        |        |        |        |        |        |     |        |
| 19  | Stormwater (NPDES)       | ACA 13  | Harman     | Local government: assessments and fees or charges.                               |                 | x                    |         |         |          |        |        |        |        |        |        |        |     |        |
| 20  | Land Use                 | ACA 15  | Mullin     | Eminent domain: redevelopment.   |                 |                      | x       |         |          |        |        |        |        |        |        |        |     |        |
| 21  | Transportation - All     | ACA 4   | Plescia    | Transportation Investment Fund.  | x               |                      |         |         |          |        |        |        |        |        |        |        |     |        |
| 22  | Transportation - All     | ACA 9   | Bogh       | Motor vehicle fuel sales tax revenue.  | x               |                      |         |         |          |        |        |        |        |        |        |        |     |        |
| 23  | Local Govt Finance       | ACR 79  | Aghazarian | Fee Payers Bill of Rights  |                 |                      | x       |         |          |        |        |        |        |        |        |        |     |        |
| 24  | Transportation - Roads   | SB 1024 | Perata     | Public works and improvements: bond measure.                                     | x               |                      |         |         | 2        |        | 1      | 1      |        |        |        |        |     |        |

2005-2006 Action Report Summary Table by Bill Number  
Scorecard of voting for 2005-06 Legislative Years

Votes Cast By Legislators

| No. | Category                | Bill    | Author    | Description  | C/CAG positions |                      |         |         | Simitian |        | Speier |        | Mullin |        | Ruskin |        | Yee |        |
|-----|-------------------------|---------|-----------|--|-----------------|----------------------|---------|---------|----------|--------|--------|--------|--------|--------|--------|--------|-----|--------|
|     |                         |         |           |  | support         | support w/admndments | neutral | opposed | yes      | absent | yes    | absent | yes    | absent | yes    | absent | yes | absent |
| 25  | Land Use Authority      | SB 1059 | Escutia   | Electric transmission corridors                                      |                 |                      | x       |         | 3        |        | 2      | 1      |        | 1      | 1      |        | 2   |        |
| 26  | Transportation-All      | SB 1161 | Alarcon   | State highways: design-sequencing contracts.                         |                 |                      |         |         | 2        |        |        |        |        |        |        |        |     |        |
| 27  | Redevelopment           | SB 1206 | Kehoe     | Redevelopment  |                 |                      | x       |         | 2        |        | 2      |        | 2      |        | 1      |        | 3   |        |
| 28  | Eminent Domain          | SB 1210 | Torlakson | Eminent domain   |                 |                      |         | x       | 2        |        | 2      |        | 2      |        | 1      |        | 3   |        |
| 29  | Vehicle Abatement       | SB 1225 | Chesbro   | Service authority: registration and service fees                     | x               |                      |         |         | 2        |        |        |        | 1      |        | 1      |        | 2   |        |
| 30  | Housing                 | SB 1330 | Dunn      | Housing developments: attorney's fees.                               |                 |                      | x       |         | 1        |        |        |        | 1      |        |        |        |     |        |
| 31  | Transportation-All      | SB 1611 | Simitian  | Congestion management fees.  | x               |                      |         |         | 2        |        | 1      |        |        |        |        |        |     |        |
| 32  | Telecommunications      | SB 1827 | Kehoe     | Wireless telecommunications facilities.                              |                 |                      |         | x       | 3        |        | 2      |        | 2      |        | 1      |        | 1   | 1      |
| 33  | Roads                   | SB 172  | Torlakson | Bay area state-owned toll bridges: financing.                        | x               |                      |         |         | 2        |        | 1      | 1      |        |        |        |        |     |        |
| 34  | Solid Waste & Recycling | SB 369  | Simitian  | Solid waste: tire recycling: rubberized asphalt concrete.            | x               |                      |         |         | 4        |        | 1      | 2      | 2      |        | 2      |        | 3   |        |
| 35  | Transportation - Roads  | SB 371  | Torlakson | Public contracts: design-build contracting: transportation entities. | x               |                      |         |         | 2        |        | 2      |        |        |        |        |        |     |        |
| 36  | Land Use Authority      | SB 53   | Kehoe     | Redevelopment  |                 |                      | x       |         | 2        |        |        |        | 2      |        | 1      |        | 2   |        |
| 37  | Housing                 | SB 832  | Perata    | Punitive damages   |                 |                      | x       |         | 3        |        | 2      |        | 5      |        | 4      |        | 4   | 1      |
| 38  | Telecommunications      | SB 850  | Escutia   | Broadband telecommunications service                                 |                 |                      | x       |         | 2        |        |        |        |        |        |        |        |     |        |
| 39  | Telecommunications      | SB 909  | Bowen     | Broadband services   |                 |                      | x       |         | 3        |        | 2      |        | 2      |        | 2      |        | 2   |        |
|     |                         |         |           |  |                 |                      |         |         | 58       | 1      | 31     | 5      | 53     | 2      | 37     | 0      | 59  | 1      |

2005-2006 Action Report Summary Table by Bill Number  
Scorecard of voting for 2005-06 Legislative Years

Consistency with C/CAG Positions By Legislators

| No. | Category                        | Bill    | Author     | Description  | C/CAG positions |                      |         |         | Simitian |        | Mullin  |        | Ruskin  |        | Yee     |        |
|-----|---------------------------------|---------|------------|--|-----------------|----------------------|---------|---------|----------|--------|---------|--------|---------|--------|---------|--------|
|     |                                 |         |            |  | support         | support w/admndments | neutral | opposed | support  | oppose | support | oppose | support | oppose | support | oppose |
| 1   | Smart Growth Land Use Authority | AB 1020 | Hancock    | Transportation planning: improved travel models.   |                 |                      | x       |         |          |        |         |        |         |        |         |        |
| 2   |                                 | AB 1162 | Mullin     | Eminent domain.  | x               |                      |         |         | 1        | 0      | 1       | 0      | 3       | 0      | 1       | 0      |
| 3   | Sales Tax                       | AB 1282 | Mullin     | Income taxes: credits: child care.   |                 |                      | x       |         |          |        |         |        |         |        |         |        |
| 4   | Transportation - Roads          | AB 1329 | Wolk       | Design-build contracting: cities.  | x               |                      |         |         | 0        | 0      | 1       | 0      | 2       | 0      | 2       | 0      |
| 5   | Airport Land Use                | AB 1358 | Mullin     | Acquisition of proposed school sites: notice.  | x               |                      |         |         | 1        | 1      | 2       | 0      | 3       | 0      | 1       | 0      |
| 6   | Telecommunications              | AB 1547 | Levine     | Alluvial Fan Task Force  |                 |                      | x       |         |          |        |         |        |         |        |         |        |
| 7   | Water                           | AB 1665 | Laird      | Water resources.   |                 |                      | x       |         |          |        |         |        |         |        |         |        |
| 8   | Transportation - Transit        | AB 1699 | Frommer    | Commuter and intercity passenger trains: push-pull operation: study.   |                 |                      | x       |         |          |        |         |        |         |        |         |        |
| 9   | Transportation - All            | AB 2444 | Klehs      | Congestion management and motor vehicle environmental mitigation fees.   |                 |                      | x       |         |          |        |         |        |         |        |         |        |
| 10  | Transportation - Other          | AB 2538 | Wolk       | Transportation funds: planning and programming: regional agencies.   |                 | x                    |         |         | 2        | 0      | 1       | 0      | 1       | 0      | 1       | 0      |
| 11  | Vehicle Abatement               | AB 2681 | Pavley     | Vehicles: registration fees: fines.  | x               |                      |         |         | 2        | 0      | 1       | 0      | 2       | 0      | 2       | 0      |
| 12  | Telecommunications              | AB 2987 | Nunez      | Cable and video service  |                 |                      |         | x       |          |        |         |        |         |        |         |        |
| 13  | Finance                         | AB 3026 | Lieber     | Workers' compensation: peace officers design standards   |                 |                      |         |         |          |        |         |        |         |        |         |        |
| 14  | Environment                     | AB 315  | Hancock    | School facilities: energy efficiency: air pollution: greenhouse gases: California Global Warming Solutions Act of 2006 | x               |                      |         |         | 1        | 0      | 1       | 0      | 3       | 0      | 1       | 0      |
| 15  | Environment                     | AB 32   | Nunez      | Voting by mail: June 6, 2006, primary election.  |                 |                      | x       |         |          |        |         |        |         |        |         |        |
| 16  | Other Local Govt Interest       | AB 707  | Hancock    | Two-Year Budget  | x               |                      |         |         | 0        | 0      | 0       | 0      | 2       | 0      | 1       | 0      |
| 17  | Budget                          | ACA 1   | Calderon   | Transportation funds: loans.   |                 |                      |         |         |          |        |         |        |         |        |         |        |
| 18  | Transportation - All            | ACA 11  | Oropeza    | Local government: assessments and fees or charges.   | x               |                      |         |         | 0        | 0      | 0       | 0      | 0       | 0      | 0       | 0      |
| 19  | Stormwater (NPDES)              | ACA 13  | Harman     | Eminent domain: redevelopment.   |                 |                      |         |         |          |        |         |        |         |        |         |        |
| 20  | Land Use Authority              | ACA 15  | Mullin     | Transportation Investment Fund.  |                 |                      | x       |         | 0        | 0      | 0       | 0      | 0       | 0      | 0       | 0      |
| 21  | Transportation - All            | ACA 4   | Plescia    | Motor vehicle fuel sales tax revenue.  | x               |                      |         |         |          |        |         |        |         |        |         |        |
| 22  | Transportation - All            | ACA 9   | Bogh       | Fee Payers Bill of Rights  |                 |                      |         |         |          |        |         |        |         |        |         |        |
| 23  | Local Govt Finance              | ACR 79  | Aghazarian | Public works and improvements: bond measure.   |                 |                      | x       |         |          |        |         |        |         |        |         |        |
| 24  | Transportation - Roads          | SB 1024 | Perata     |  | x               |                      |         |         | 2        | 0      | 1       | 0      | 0       | 0      | 0       | 0      |

**2005-2006 Action Report Summary Table by Bill Number**  
Scorecard of voting for 2005-06 Legislative Years

Consistency with C/CAG Positions By Legislators

| No. | Category                | Bill    | Author    | Description  | C/CAG positions |                      |         |         | Simitian |     | Speier |     | Mullin |     | Ruskin |     | Yee |     |
|-----|-------------------------|---------|-----------|--|-----------------|----------------------|---------|---------|----------|-----|--------|-----|--------|-----|--------|-----|-----|-----|
|     |                         |         |           |  | support         | support w/adm dments | neutral | opposed |          |     |        |     |        |     |        |     |     |     |
| 25  | Land Use Authority      | SB 1059 | Escutia   | Electric transmission corridors                                      |                 |                      | x       |         |          |     |        |     |        |     |        |     |     |     |
| 26  | Transportation-All      | SB 1161 | Alarcon   | State highways: design-sequencing contracts.                         |                 |                      | x       |         |          |     |        |     |        |     |        |     |     |     |
| 27  | Redevelopment           | SB 1206 | Kehoe     | Redevelopment  |                 |                      |         | x       | 0        | 2   | 0      | 2   | 0      | 2   | 0      | 1   | 0   | 3   |
| 28  | Eminent Domain          | SB 1210 | Tortakson | Eminent domain   |                 |                      |         | x       | 0        | 2   | 0      | 2   | 0      | 2   | 0      | 1   | 0   | 3   |
| 29  | Vehicle Abatement       | SB 1225 | Chesbro   | Service authority: registration and service fees                     | x               |                      |         |         | 2        | 0   | 0      | 1   | 1      | 0   | 1      | 0   | 2   | 0   |
| 30  | Housing                 | SB 1330 | Dunn      | Housing developments: attorney's fees                                |                 |                      | x       |         |          |     |        |     |        |     |        |     |     |     |
| 31  | Transportation-All      | SB 1611 | Simitian  | Congestion management fees.  | x               |                      |         |         | 2        | 0   | 1      | 0   | 0      | 0   | 0      | 0   | 0   | 0   |
| 32  | Telecommunications      | SB 1627 | Kehoe     | Wireless telecommunications facilities.                              |                 |                      |         | x       | 0        | 3   | 0      | 2   | 0      | 2   | 0      | 1   | 0   | 1   |
| 33  | Transportation - Roads  | SB 172  | Tortakson | Bay area state-owned toll bridges: financing.                        | x               |                      |         |         | 2        | 0   | 1      | 0   | 0      | 0   | 0      | 0   | 0   | 0   |
| 34  | Solid Waste & Recycling | SB 369  | Simitian  | Solid waste: tire recycling: rubberized asphalt concrete.            | x               |                      |         |         | 4        | 0   | 1      | 0   | 2      | 0   | 2      | 0   | 3   | 0   |
| 35  | Transportation - Roads  | SB 371  | Tortakson | Public contracts: design-build contracting: transportation entities. | x               |                      |         |         | 2        | 0   | 2      | 0   | 0      | 0   | 0      | 0   | 0   | 0   |
| 36  | Land Use Authority      | SB 53   | Kehoe     | Redevelopment  |                 |                      | x       |         |          |     |        |     |        |     |        |     |     |     |
| 37  | Housing                 | SB 832  | Perata    | Punitive damages   |                 |                      | x       |         |          |     |        |     |        |     |        |     |     |     |
| 38  | Telecommunications      | SB 850  | Escutia   | Broadband telecommunications service                                 |                 |                      | x       |         |          |     |        |     |        |     |        |     |     |     |
| 39  | Telecommunications      | SB 909  | Bowen     | Broadband services   |                 |                      | x       |         | 21       | 10  | 14     | 7   | 20     | 8   | 13     | 5   | 19  | 11  |
|     |                         |         |           |  |                 |                      |         |         | 68%      | 32% | 67%    | 33% | 71%    | 29% | 72%    | 28% | 63% | 37% |



# C/CAG AGENDA REPORT

**Date:** February 8, 2007

**To:** City/County Association of Governments Board of Directors

**From:** Richard Napier, C/CAG Executive Director

**Subject:** REVIEW OF C/CAG LEGISLATIVE POSITIONS ON AB 23 and AB 101  
(A position may be taken on any legislation, including legislation not previously identified).

(For further information contact Diana Shu at 599-1414 or Richard Napier at 599-1420)

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## **RECOMMENDATION**

That the C/CAG Board direct staff to track AB 23 and AB 101 introduced by Assembly Member Ma as the bill develops. As well as other bills introduced by our legislative delegation which may require support from C/CAG.

## **FISCAL IMPACT**

Not applicable.

## **SOURCE OF FUNDS**

Not applicable.

## **BACKGROUND/DISCUSSION**

Members of C/CAG staff met with Assembly Member Ma in January to gain support for the reauthorization of AB 1546 and transportation projects supported by Proposition 1B.

Assembly Member Ma has requested support from C/CAG on her bills AB 23 and AB 101. Attached staff analysis provides additional information.

## **ATTACHMENTS**

- C/CAG staff analysis of bills
- Bills AB 23 and AB 101 as introduced
- Current list of bills by members of the SMC legislative delegation

***Assembly Member Fiona Ma is requesting support of her  
Bills AB 23 and AB 101 (2007)***

**AB 23 (Ma) Department of Transportation: marked crosswalk: control signal.**

From text dated: 12/04/06

Existing law requires that whenever a marked pedestrian crosswalk is established in a roadway contiguous to a school building or its grounds, the crosswalk be painted or marked in yellow as shall be all the marked pedestrian crosswalks at an intersection in case one of the crosswalks is required to be marked in yellow. The bill would require the Department of Transportation to place and maintain an official control signal that emits a count down pedestrian display at a marked pedestrian crosswalk if that crosswalk crosses a state highway and is within 2,000 feet of a school building or the grounds of that school building or a senior center, as defined.

**C/CAG Staff Analysis:**

Areas of Impact:

San Mateo County has the following schools and roads that fall under this legislation:

1. Highways 1, 35, 82, 84 and 92 fall into this group.
2. Jefferson High School near Route 82 (El Camino Real)
3. South San Francisco High School on Route 82 (El Camino Real)
4. Central Elementary School in San Mateo (El Camino Real)
5. Washington Elementary School near Route 84
6. Woodside High School is adjacent to Route 84 near Woodside Road and Alameda de las Pulgas.

Fiscal Impact:

Not clear what funding source will be used to implement these projects.



**AB 101 (Ma) Transportation: highway and road closures.**

From text dated: 12/21/06

Existing law provides that the Department of Transportation has full possession and control of all state highways. Existing law authorizes the department to restrict the use of, or close, any state highway when it considers the restriction or closure necessary for protection of the public. Existing law authorizes the department to notify the public that a state highway is closed or that its use is restricted. This bill would require the department to establish a publicly accessible database that includes every public highway or road in California that is closed during the winter months. The bill would require this information to be updated annually and be readily available and easily accessible on the department's Internet Web site. The bill would also urge manufacturers of printed maps and Internet map companies to use the department's database, as specified.

**CCAG Staff Analysis:**

Areas of Impact:

Minor impact to San Mateo County. Temporary road closures typically occur on Route 1, and Route 84 during winter months due to debris removal and minor flooding in these areas.

Fiscal Impact:

No cost to San Mateo County.

BILL NUMBER: AB 23            INTRODUCED  
BILL TEXT

INTRODUCED BY    Assembly Member Ma

DECEMBER 4, 2006

An act to add Section 21368.5 to the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 23, as introduced, Ma. Department of Transportation: marked crosswalk: control signal.

Existing law requires that whenever a marked pedestrian crosswalk is established in a roadway contiguous to a school building or its grounds, the crosswalk be painted or marked in yellow as shall be all the marked pedestrian crosswalks at an intersection in case one of the crosswalks is required to be marked in yellow.

The bill would require the Department of Transportation to place and maintain an official control signal that emits a count down pedestrian display at a marked pedestrian crosswalk if that crosswalk crosses a state highway and is within 2,000 feet of a school building or the grounds of that school building or a senior center, as defined.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 21368.5 is added to the Vehicle Code, to read:

21368.5. (a) The Department of Transportation shall place and maintain an official control signal that emits a count down pedestrian display at a marked pedestrian crosswalk if that crosswalk crosses a state highway and is within 2,000 feet of either of the following:

- (1) A school building or the grounds of that school building.
- (2) A senior center.

(b) As used in paragraph (2) of subdivision (a), a "senior center" is a community focal point on aging, where older individuals as individuals or in groups regularly come together for services and activities including, but not limited to, education, creative arts, recreation, advocacy, leadership development, employment, health, nutrition, social work, and other supportive services, that enhance their dignity, support their independence, and encourage their involvement in and with the community.

56 A3

# AB 101 Assembly Bill - INTRODUCED

BILL NUMBER: AB 101      INTRODUCED  
BILL TEXT

INTRODUCED BY    Assembly Member Ma

DECEMBER 21, 2006

An act to add Section 126 to the Streets and Highways Code,  
relating to transportation.

## LEGISLATIVE COUNSEL'S DIGEST

AB 101, as introduced, Ma. Transportation: highway and road  
closures.

Existing law provides that the Department of Transportation has full possession and control of all state highways. Existing law authorizes the department to restrict the use of, or close, any state highway when it considers the restriction or closure necessary for protection of the public. Existing law authorizes the department to notify the public that a state highway is closed or that its use is restricted.

This bill would require the department to establish a publicly accessible database that includes every public highway or road in California that is closed during the winter months. The bill would require this information to be updated annually and be readily available and easily accessible on the department's Internet Web site. The bill would also urge manufacturers of printed maps and Internet map companies to use the department's database, as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 126 is added to the Streets and Highways Code, to read:

126. (a) The department shall establish a publicly accessible database that includes every public highway or road in California that is closed during the winter months. This information shall be updated annually and shall be readily available and easily accessible on the department's Internet Web site.

(b) For purposes of this section, public highways or roads include state highways, county roads, and United States Forest Service roads in California.

(c) The Legislature urges manufacturers of printed maps and Internet map companies to use the database described in subdivision (a) for the purpose of indicating public highways and roads in California that are closed in the winter if those highways or roads appear on maps made available to California residents.

56 A4

# ACTION REPORT WITH SUMMARY BY AUTHOR

## S.M. Co. Legislative Delegation - All Bills Introduced

Ma

**AB 23 (Ma) Department of Transportation: marked crosswalk: control signal.**

I - 12/04/2006

**Status:**

12/05/2006 - ASM PRINT From printer. May be heard in committee January 4.

**Calendar:****Summary**

Existing law requires that whenever a marked pedestrian crosswalk is established in a roadway contiguous to a school building or its grounds, the crosswalk be painted or marked in yellow as shall be all the marked pedestrian crosswalks at an intersection in case one of the crosswalks is required to be marked in yellow . The bill would require the Department of Transportation to place and maintain an official control signal that emits a count down pedestrian display at a marked pedestrian crosswalk if that crosswalk crosses a state highway and is within 2,000 feet of a school building or the grounds of that school building or a senior center, as defined

C/CAG      Walter Martone   Neutral      3

**AB 101 (Ma) Transportation: highway and road closures.**

I - 12/21/2006

**Status:**

01/03/2007 - ASM PRINT Read first time.

**Calendar:****Summary**

Existing law provides that the Department of Transportation has full possession and control of all state highways Existing law authorizes the department to restrict the use of, or close, any state highway when it considers the restriction or closure necessary for protection of the public . Existing law authorizes the department to notify the public that a state highway is closed or that its use is restricted . This bill would require the department to establish a publicly accessible database that includes every public highway or road in California that is closed during the winter months . The bill would require this information to be updated annually and be readily available and easily accessible on the department's Internet Web site . The bill would also urge manufacturers of printed maps and Internet map companies to use the department's database, as specified .

C/CAG      Diana Shu   Neutral  
1/25/2007 I-12/21/2006 to: Neutral

**AB 102 (Ma) Marriage: licenses: name.**

I - 01/03/2007

**Status:**

01/04/2007 - ASM PRINT From printer. May be heard in committee February 3.

**Calendar:****Summary**

Existing law requires that, before entering into or declaring a marriage, the parties first obtain a marriage license from a county clerk . Existing law requires the State Department of Public Health to prescribe the forms for the marriage license . This bill would require that the forms for the marriage license contain spaces for either party to indicate a change in his or her last name to his or her spouse's last name . This bill contains other related provisions and other existing laws .

**AB 125 (Ma) School facilities.**

I - 01/11/2007

**Status:**

01/12/2007 - ASM PRINT From printer. May be heard in committee February 11.

**Calendar:****Summary**

Existing law, the Leroy F . Greene School Facilities Act of 1998, requires the State Allocation Board to allocate to applicant school districts prescribed per -unhoused -pupil state funding for construction and modernization of school facilities, including hardship funding, and supplemental funding for site development and acquisition . This bill would make technical, nonsubstantive changes to a provision of that act .

## ACTION REPORT WITH SUMMARY BY AUTHOR

### S.M. Co. Legislative Delegation - All Bills Introduced

**AB 158 (Ma) Public health.**

I - 01/18/2007

**Status:**

01/18/2007 - ASM PRINT Read first time. To print.

**Calendar:****Summary**

Existing law establishes a Legislative Task Force on Diabetes and Obesity, consisting of specified members, to study the factors contributing to the high rates of diabetes and obesity in Latinos, African Americans, Asian Pacific Islanders, and Native Americans in this country, and declares that the task force is to prepare a report containing recommendations regarding ways to reduce the incidence of those debilitating conditions in these ethnic groups. This bill would declare the intent of the Legislature to enact legislation that would, among other things, establish a program, administered by the State Department of Public Health, to provide education, outreach, counseling, and social services to ethnic populations that are at high risk of hepatitis and diabetes. This bill contains other existing laws.

**AB 182 (Ma) In-home supportive services: provision of training for providers and recipients.**

I - 01/24/2007

**Status:**

01/24/2007 - ASM PRINT Read first time. To print.

**Calendar:****Summary**

Existing law provides for the In-Home Supportive Services (IHSS) program, under which qualified aged, blind, and disabled persons receive services enabling them to remain in their own homes. Existing law permits services to be provided under the IHSS program either through the employment of individual providers, a contract between the county and an entity for the provision of services, the creation by the county of a public authority, or a contract between the county and a nonprofit consortium. Under existing law, the functions of a nonprofit consortium contracting with the county, or a public authority established for this purpose, include providing for training for providers and recipients. This bill would require the State Department of Social Services, in consultation with counties and stakeholders, to develop a standardized curriculum and materials, which shall be used by a nonprofit consortium contracting with the county or public authority in providing this training.

**ACR 6 (Ma) Teenage dating violence.**

I - 01/08/2007

**Status:**

01/09/2007 - ASM PRINT From printer.

**Calendar:****Summary**

This measure would recognize February 5 to 9, 2007, as Teenage Dating Violence Awareness and Prevention Week.

## Ruskin

**AB 35 (Ruskin) Environment: state buildings: sustainable building standards.**

I - 12/04/2006

**Status:**

12/05/2006 - ASM PRINT From printer. May be heard in committee January 4.

**Calendar:****Summary**

## ACTION REPORT WITH SUMMARY BY AUTHOR

### S.M. Co. Legislative Delegation - All Bills Introduced

Existing law sets forth various requirements for energy and design efficiency in construction and renovation in state buildings. This bill would enact the Sustainable Building Act of 2007 and would require the California Integrated Waste Management Board, by July 1, 2009, to adopt regulations for sustainable building standards for the construction or renovation of state buildings, as defined. The bill would require the board, when adopting the regulations, to consider existing relevant information and guidelines, as specified, to consult with appropriate state agencies, and specified private and public sector organizations and the public, and to hold at least 2 public workshops. The bill would require, on and after July 1, 2010, that a state building for which development of capitol plans commences after that date, and a renovation commencing on or after that date, be built, designed, and operated in accordance with those regulations.

C/CAG Diana Shu Neutral  
1/26/2007 AB 35, SB 33, SCA 2 [ ] to: Neutral

### Simitian

#### **SB 26 (Simitian) State agencies: collection of data: ancestry or ethnic origin.**

I - 12/04/2006

**Status:**

01/18/2007 - SEN G.O. To Coms. on G.O. and JUD.

**Calendar:**

**Summary**

Existing law requires state agencies, boards, or commissions that directly or by contract collect demographic data as to the ancestry or ethnic origin of Californians, and state agencies conducting surveys as to the ancestry or ethnic origin of state civil service employees, to use separate collection categories for each major Asian and Pacific Islander group. This bill would, with specified exceptions, require any state agency, board, or commission that directly or by contract collects demographic data, as soon as reasonably feasible and in no event later than January 1, 2017, to provide forms that offer respondents the option of selecting one or more ethnic or racial designations according to specified federal standards.

#### **SB 27 (Simitian) Clean Drinking Water, Water Supply Security, and Environmental Improvement Bond Act of 2007.**

I - 12/04/2006

**Status:**

12/05/2006 - SEN PRINT From print. May be acted upon on or after January 4.

**Calendar:**

**Summary**

Under existing law, various bond acts have been approved by the voters to provide funds for water projects, facilities, and programs. This bill would enact the Clean Drinking Water, Water Supply Security, and Environmental Improvement Bond Act of 2007 which, if approved by the voters would authorize, for purposes of financing a water conveyance and environmental improvement program, the issuance, pursuant to the State General Obligation Bond Law, of bonds in the amount of \$ 5,000,000,000. The bill would require the Secretary of State to submit the bond act to the voters at the \_\_\_\_\_, statewide election. This bill contains other related provisions.

#### **SB 28 (Simitian) Department of Motor Vehicles: personal information.**

I - 12/04/2006

**Status:**

01/18/2007 - SEN T. & H. To Coms. on T. & H. and RLS.

**Calendar:**

**Summary**

Existing law requires the Department of Motor Vehicles, upon proper application, to issue an original driver's license or identification card, or a renewal, duplicate, or replacement driver's license or identification card. This bill would prohibit the department from issuing, renewing, duplicating, or replacing a driver's license or identification card, if the license or card uses radio waves to either transmit personal information remotely or to enable personal information to be read from the license or card remotely. This bill contains other related provisions.

## ACTION REPORT WITH SUMMARY BY AUTHOR

### S.M. Co. Legislative Delegation - All Bills Introduced

**SB 29 (Simitian) Pupil attendance: electronic monitoring.**

I - 12/04/2006

**Status:**

01/18/2007 - SEN ED. To Coms. on ED. and RLS.

**Calendar:****Summary**

Existing law requires that attendance in all schools and classes shall be recorded and kept according to regulations prescribed by the State Board of Education or as specified . This bill would prohibit a public school, school district, and county office of education from issuing any device to a pupil that uses radio waves to transmit personal information, as defined, or to enable personal information to be viewed remotely for the purposes of recording the attendance of a pupil at school, establishing or tracking the location of a pupil on school grounds, or both. The bill would repeal these provisions as of January 1, 2011.

**SB 30 (Simitian) Identity Information Protection Act of 2007.**

I - 12/04/2006

**Status:**

01/18/2007 - SEN JUD. To Coms. on JUD. and PUB. S.

**Calendar:****Summary**

Existing law, the Information Practices Act of 1977, regulates the collection and disclosure of personal information regarding individuals by state agencies, except as specified . The intentional disclosure of medical, psychiatric, or psychological information in violation of the disclosure provisions of the act is punishable as a misdemeanor if the wrongful disclosure results in economic loss or personal injury to the individual to whom the information pertains. This bill would enact the Identity Information Protection Act of 2007. Until December 31, 2013, or as otherwise specified, the act would require identification documents, as defined and with specified exceptions, that are created, mandated, purchased, or issued by various public entities that use radio waves to transmit data, or to enable data to be read remotely, to meet specified requirements . The bill would provide that a person or entity that knowingly discloses, or causes to be disclosed, operational system keys, as described, shall be punished by imprisonment in a county jail for up to one year, a fine of not more than \$ 5,000, or both that fine and imprisonment . The bill would further authorize declaratory or injunctive relief or a writ of mandate and attorney's fees and costs under specified circumstances . This bill contains other related provisions and other existing laws .

**SB 31 (Simitian) Identification documents.**

I - 12/04/2006

**Status:**

01/18/2007 - SEN JUD. To Coms. on JUD. and PUB. S.

**Calendar:****Summary**

The Information Practices Act of 1977 regulates the collection and disclosure of personal information regarding individuals by state agencies, except as specified . Existing law also prohibits certain business entities, as defined, from making specified disclosures in relation to individual consumer records . This bill would provide that a person or entity that intentionally remotely reads or attempts to remotely read a person's identification document, as defined, using radio waves without his or her knowledge and prior consent, as described, shall be punished by imprisonment in a county jail for up to one year, a fine of not more than \$ 5,000, or both that fine and imprisonment . This bill contains other related provisions and other existing laws .

**SB 33 (Simitian) Vehicles: wireless telephones and mobile service devices.**

I - 12/04/2006

**Status:**

01/18/2007 - SEN T. &amp; H. To Com. on T. &amp; H.

**Calendar:****Summary**

# ACTION REPORT WITH SUMMARY BY AUTHOR

## S.M. Co. Legislative Delegation - All Bills Introduced

Under existing law, motor vehicle operation is regulated and drivers are required to follow many legal requirements or face criminal sanctions. Existing law imposes additional requirements on those persons operating motor vehicles pursuant to an instruction permit, student license, or provisional license. Under existing law, on and after July 1, 2008, it will be an infraction to drive a motor vehicle while using a wireless telephone, unless that telephone is designed and configured to allow hands-free listening and talking operation, and is used in that manner while driving, except as otherwise provided. This bill, on and after July 1, 2008, would prohibit a person possessing a valid instruction permit, student license, or provisional license, from driving a motor vehicle while using a wireless telephone or a mobile service device, as the bill would define that term, including a handset equipped with a hands-free device. The bill would provide that this prohibition does not apply to a person using a wireless telephone or a mobile service device for emergency purposes. By creating a new infraction, the bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

C/CAG      Walter Martone   Neutral      3

### SCA 2      (Simition) Clean Drinking Water, Water Supply Security, and Environmental Improvement      1 - 12/04/2006

Status:      Bond Act of 2007.

01/25/2007 - SEN N.R. & W. To Coms. on N.R. & W.; E., R. & C.A.; and APPR.

#### Calendar:

#### Summary

Existing provisions of the California Constitution prohibit the creation by the Legislature of debts in excess of \$300,000 except for a single object or work specified in a law creating the debt, which is approved by the people by a majority of the votes cast in a statewide general or direct primary election. This measure would establish requirements for the amendment or repeal of a bond measure designated as the "Clean Drinking Water, Water Supply Security, and Environmental Improvement Bond Act of 2007" to be submitted to the voters at an unspecified statewide election. This bill contains other related provisions.

C/CAG      Walter Martone   Neutral      3





# C/CAG AGENDA REPORT

**Date:** February 8, 2007  
**To:** C/CAG Legislative Committee  
**From:** Richard Napier, Executive Director  
**Subject:** REVIEW OF REFERENCE CHECK ON FEDERAL LOBBYIST MARC ASSOCIATES

(For further information or questions contact Diana Shu at 599-1414)

## **RECOMMENDATION**

Direct C/CAG staff to discuss with the County of San Mateo the possibility of using MARC Associates for C/CAG interests at the Federal Level in conjunction with the County of San Mateo's current contract with MARC.

## **FISCAL IMPACT**

To be determined.

## **SOURCE OF FUNDS**

To be determined based upon the activity/ activities pursued by MARC on C/CAG's behalf.

## **BACKGROUND/DISCUSSION**

Per direction of this committee, C/CAG staff contacted the following agencies with respect to the type of services provided by MARC and their overall satisfaction with the services:

| <b>Agency</b>                                       | <b>Services Provided</b>  | <b>Comment</b>      |
|---|---|---------------------|
| Alameda Reuse and Redevelopment Authority           | Military Base Closure   | Excellent           |
| City of Santa Paula                                 | Sewer Plant   | Extremely Satisfied |
| City and County of San Francisco                    | Legislative fixes housing, transportation. Base Closures, superfund | Outstanding         |
| Los Angeles County Community Development Commission | Discretionary funding: HUD, HAS, low income housing services        | Excellent team      |
| San Mateo County                                    | healthcare to HUD, human services                                   | Outstanding         |

**Subject: MARC ASSOCIATES**

Five out of nine agencies responded to staff's inquiries. Five out of five gave MARC Associates very high recommendations.

Potential areas of interest to C/CAG:

Intergovernmental Practice:

1. Transportation
2. Infrastructure
3. Energy
4. Water Resources
5. Housing and community development
6. Economic development
7. Workforce investment
8. Telecommunication
9. Legislative and appropriation strategies

Attached please find a table with additional information regarding the types of projects that MARC was able to provide to these agencies. Also attached are the firm's qualifications and scope of services.

**ATTACHMENTS**

- Reference Check on MARC Associates in conjunction with work done by cities or counties
- Firm's Qualifications and Scope of Services

## Reference Check on MARC Associates December 2006

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| Agency  | Phone  | Contact       | Types of services   | Level of Satisfaction  |
|---|--|---------------|---|--|
| Alameda Reuse and Redevelopment Authority           | 510-749-5833   | Deborah       | Military Base Closure MARC helped to get thru the red tape so that the base could be closed and plans could begin for its redevelopment.          | Eve O'Toole, great experience working with her. Small firm gave excellent service. Looking to see if there is another project to use her on.   |
| City of Pomona                                      | 909-620-2051   | Karina        | Returning Jan 2   |  |
| City of Santa Paula                                 | <a href="mailto:Adminis@ci.santa-paula.ca.us">Adminis@ci.santa-paula.ca.us</a> | Barry         | Construction Project Sewer Plant for \$380K used funding from program that MARC Associates found thru existing (not well known) program.          | Extremely Satisfied. No BS straight shooters, good with CA delegation. Gets you in the door to meet key legislators on Capitol Hill.   |
| City and County of San Francisco                    | 415-554-6972   | Michael Cohen | Legislative fixes, conference of Mayors, very active in housing, transportation issues, and big picture issues. Base Closures, superfund cleanup. | Outstanding, worked with Eve over the last 5 years. Very responsive, knowledgeable and helpful. Gets you in the door to meet key legislators on Capitol Hill.  |
| DeKalb County, Illinois                             | 815-895-7189   |               | emailed   |  |
| League of California Cities                         | 916-658-8277   | Norm          | Left voice message  |  |
| Los Angeles County Community Development Commission | 323-890-7182   | Tricia Tasto  | Discretionary funding: HUD, HAS, low income housing services  | Works with Eve O'Toole, moves at least one earmark per year over the last 10 years. Excellent team, very responsive, well connected and knowledgeable. Gets you in the door to meet key legislators on Capitol Hill. |

## Reference Check on MARC Associates December 2006

Page 2 of 2

| Agency                            | Phone          | Contact       | Types of services   | Level of Satisfaction   |
|-----------------------------------|----------------|---------------|---|---|
|                                   |                |               |   |   |
| San Mateo County                  | 650-599-4129   | Mary McMillan | Works on a variety of issues from healthcare to HUD, human services etc. MARC was able to move 5 out of 6 earmarked items thru this year. | Outstanding group of people to work with. Full of energy, knowledgeable, and very creative. |
| San Mateo County Transit District | (650) 508-6279 | April Chan    | Left message  |   |



## **FIRM'S QUALIFICATIONS**

MARC Associates, Inc., a Washington, DC-based government relations strategy firm founded in 1985, designs and manages Federal strategies for public entities, non-profit organizations and corporations. MARC Associates represents clients before the Congress, the Executive Branch and regulatory agencies, providing the necessary strategic, political, and technical support needed to succeed.

The 14-member bipartisan firm, which prides itself on its strong work ethic, has a results-oriented team of experienced experts that deliver access to top decision-makers in the Congress and the Administration and is known for its successful results. We place an emphasis on bottom line strategies that maximize project and program funding for clients.

The firm has strong working relationships with House and Senate leaders and key Committee Members, together with top Administration, Departmental and regulatory officials. Our expertise in working through authorization, appropriations and budget reconciliation, along with regulatory processes, ensures that the client's interests are fully covered and objectives met.

MARC's **Intergovernmental Practice** provides expertise for public entities, cities and counties in a diversity of areas including transportation and infrastructure, energy, water resources, housing and community development, economic development and workforce investment strategies, telecommunications, justice, early childhood, K-12 education and higher education, health care and human services programs. The practice has significant legislative and appropriations experience in advancing strategies for large and smaller-scale client programs, projects and initiatives and has a proven track record of success. In addition, the practice specializes in developing public-private partnerships on urban and rural issues.

MARC's **Health Policy Practice** provides legislative and regulatory strategic advocacy and expertise in health care delivery, health economics and finance. Our health care work covers all facets of the industry, from product and provider payment coverage, drug and device approval, to reform of health care systems and coverage for chronic diseases. The practice also addresses specific payment problems that may require changes in coding and claims processing and relative value adjustments or other technical solutions.

MARC's **Technology Development Practice** provides industry and regulatory analysis, strategic services and advice in key technology fields, including life sciences, biotech, nanotech, information technology, renewable energy, environmental clean-up, transportation and infrastructure, and homeland security.

## **DANIEL MALDONADO**

Daniel Maldonado, CEO of MARC Associates, founded the firm in 1985 to assist corporate, nonprofit, governmental, and association entities that require comprehensive legislative, appropriation, or regulatory strategies.

Previously, Mr. Maldonado served a total of 11 years as the Chief of Staff to Congressman Edward Roybal, a Member and Subcommittee Chairman of the House Appropriations Committee, as well as Chairman of the House Select Committee on Aging. Mr. Maldonado managed the Congressman's appropriations, legislative policy and political priorities. He also served as his Appropriations Staff Member, developing and implementing funding strategies in healthcare, infrastructure and economic development, transportation, energy and water, K-12 and higher education.

Mr. Maldonado's Federal agency experience included serving as Associate Director of President Carter's U.S. Regulatory Council. He established an Interagency Working Group on environmental, health and safety rulemaking; and co-authored a Federal policy guide on cost-benefit regulatory assessment. His work included providing senior policy analysis for the White House/Office of Management and Budget on Federal energy and resource development policy. He was appointed by President Carter to the Interior Secretary's Environmental Advisory Panel. His Federal service also included serving as Director of Legislation for the Peace Corps/ACTION.

Mr. Maldonado provides Managing Director services for an international investment advisory firm serving corporate clients in Asia, the U.S., and Europe. Business development services include:

- Capital placements, investment evaluations, and transfer of new technologies to international markets. Biotech, and life sciences, nanotech, information technology, telecommunications, energy, transportation, environmental clean-up, and homeland security are key areas of interest.
- Product licensing, marketing, manufacturing, and distribution partnerships and joint ventures.

Mr. Maldonado received his M.S. Degree, with honors, from the University of California at Los Angeles; B.A. Degree in Political Science, magna cum laude, from Loyola University, Los Angeles. He attended Georgetown University, Washington, D.C., in advanced Graduate Studies in Political Behavior. Academic honors: John Hay Whitney Fellowship and Georgetown University Graduate Scholarship Award.

## **RANDOLPH FENNINGER**

Randolph Fenninger, President of MARC Associates, is an attorney with extensive legislative and regulatory experience with the Congress, the Executive Branch and independent regulatory agencies.

His work in the legislative process began with the Congressional Research Service in 1970. Following a period of private law practice, he joined the American Medical Association (AMA) and spent nine years serving as Legislative Attorney for the AMA in Washington, DC. He was responsible for working with the Board of Trustees and with the Legislative Council on legislative and regulatory issues of concern to the membership.

In that capacity, Mr. Fenninger served as Assistant Director for the Department of Congressional Relations, responsible for AMA relations with the House and Senate and managing the legislative strategy covering key health, tax, insurance and interstate Committees including the House Ways and Means Committee and Commerce Committee; and the Senate Finance Committee.

Joining as a Partner in MARC Associates, Mr. Fenninger is responsible for managing legislative, regulatory and legal issues on behalf of several clients, including health industry manufacturers, pharmaceuticals and provider groups. He also established a broad-based patient access to specialized services coalition, consisting of over a 120 and national and statewide organizations.

Mr. Fenninger received his Juris Doctorate from George Washington University and his Bachelor's Degree from the University of North Carolina.



## **EVE O'TOOLE**

Eve O'Toole, Senior Vice President of MARC Associates, manages federal relations' strategies for clients covering the Congress, the White House and Federal agencies. Ms. O'Toole heads the firm's Intergovernmental Practice, developing and managing successful funding strategies for public sector clients.

Ms. O'Toole has over 16 years of providing in-depth advocacy services to local government entities with an excellent record in assisting clients on a broad array of Federal funding, legislative and regulatory issues. Ms. O'Toole's experience covers securing appropriations provisions and directed funding in the Labor, Health and Human Services, and Education; Transportation, Treasury, and Housing and Urban Development; Science, State, Justice and Commerce; Defense; Military Quality of Life and Veterans Affairs; Homeland Security; Interior-Environment; and Energy and Water Appropriations Bills. In addition, she has secured key legislative provisions in numerous authorization bills (including Federal Emergency Management Agency reform, crime and juvenile justice legislation, comprehensive transportation legislation, Water Resources Development Act, telecommunications legislation, Workforce Investment Act, welfare legislation, Medicaid legislation, and education reform).

Previously, Ms. O'Toole was with the Washington Office of Jones, Day, Reavis & Pogue where she served as the Government Affairs Representative in the firm's legislative practice. At Jones Day, she provided federal representational services for Los Angeles County and the League of California Cities.

Prior to Jones Day, Ms. O'Toole served as the Washington Representative of the League of California Cities. Her responsibilities included developing and implementing federal strategies on behalf of over 470 cities in California on a broad array of legislative and regulatory issues with Congress, federal agencies, California local elected officials, and national local government organizations.

Ms. O'Toole currently serves as Vice President of Membership for the California State Society. Previously, she served on the Board of the Women's Campaign Fund and as Vice President for Development and Treasurer for MANA, a National Latina Organization.

Ms. O'Toole is a graduate of the University of California at Los Angeles, where she received her Bachelor of Arts Degree in Political Science.

## **LEANDER FOLEY, III**

Lee Foley, Senior Policy Associate, has been a Washington lobbyist for over 23 years. He represents various interests including post-secondary education and finance, post-secondary institution accreditation, education research, reading programs, workforce investment, employment security, community services, economic development, disability policy and appropriate technology.

Mr. Foley has significant experience representing higher education. He also assists organizations with “cutting edge” program relationships with post-secondary institutions. These organizations include some of the nation’s most highly regarded skills training program networks, nationally prominent youth education and training programs, nationally recognized innovators in post-secondary education finance programs, and nationally known foundation specializing in designing workforce development solutions through state education and training systems. Mr. Foley has helped secure significant earmarked funding for post-secondary institutions in areas such as homeland security training, biotechnology training, youth training, distance learning, higher education for students with cognitive disabilities, community learning centers, science education facilities, alternative agriculture curricula, alternative power facilities, business and economic development research, low-income student support and scholarship program support.

Mr. Foley has extensive business and advocacy experience in banking and financial services policy. He is a founding director of two banks and serves on the board of banks with locations in Miami, New Orleans, Los Angeles and Boston. He also serves as the audit committee chair or co-chair at two banks and serves as the Secretary-Treasurer at one. He has extensive experience in capital markets, including the securitization of pools of loans for sale. Mr. Foley also advises some of the nation’s biggest foundations and financial institutions regarding one of their largest domestic and urban policy endeavors.

Previously, Mr. Foley served in a variety of Federal policy positions, including serving on the White House Domestic Staff, serving as Chief of Staff at a federal agency, and on the Legislative Policy Staff to two U.S. Senate Committees--the Health, Education, Labor and Pensions Committee and the Finance Committee.

Mr. Foley received a Bachelor of Arts in Government at Georgetown University in Washington, D.C.

## **ELLEN RIKER**

Ellen Riker, Executive Vice President of MARC Associates, manages Federal strategies for major corporate, non-profit organizations, and public sector clients, specializing in legislation coming out of the House Energy and Commerce Committee and the Ways and Means Committee and the Senate Finance Committee and Health Education, Labor and Pensions Committee. Ms. Riker has developed for clients, floor, Committee and House-Senate Conference amendments, report language, and back-up justification materials for authorization, appropriations and budget reconciliation legislation.

Prior to joining as a Partner in MARC Associates, Ms. Riker served on the Professional Staff for the Republican leadership of the House Commerce Committee, with particular focus on health and the environment. During her six years of service on the Committee, Ms. Riker advised Committee Members on environmental, health and insurance issues. In this capacity, she prepared policy briefing materials, drafted legislation, formulated Members' statements and questions for hearings and developed legislative strategies for House Republican Members. In addition, Ms. Riker was frequently called upon by the Republican leadership of the House to develop budget and legislative proposals, and helped to engineer important compromises on the Omnibus Budget Reconciliation Acts.

Before coming to Washington, Ms. Riker worked as Assistant to the President of a major multi-hospital system in Ohio, where she coordinated the work required for the hospital system to achieve full accreditation by the Joint Commission of Accreditation of Health Care Organizations.

Ms. Riker received her Master's Degree from Xavier University in Cincinnati and Bachelor of Arts Degree, with honors, from the University of Cincinnati.

## **EDWIN ALLEN**

Eddie Allen, Chief Counsel for MARC Associates, has extensive background in a wide range of policy issues affecting health care research and delivery. He has served as in-house counsel to a large hospital, staffed a key congressional committee, helped lead a major trade association and provided counsel to a number of medical technology companies and professional associations.

Prior to joining MARC Associates, Mr. Allen was Vice President at Rowan & Blewitt, a crisis and issue management firm, where he provided counsel and advocacy to medical device and pharmaceutical companies as well as trade associations on payment and regulatory issues.

Prior to his tenure at Rowan & Blewitt, Mr. Allen was Vice President and General Counsel at the Health Industry Manufacturers Association (HIMA), the largest trade association of medical device manufacturers in the country. At HIMA, he led the medical device industry in the negotiations that led to the passage of the Safe Medical Devices Act of 1990, the first major rewrite of the legislation authorizing FDA's regulation of medical devices.

Before joining HIMA, Mr. Allen served as Counsel to the Republican Members of the House Energy and Commerce Committee. In this role, he advised Committee Members on Medicaid issues including payment for intermediate care facilities and the expansion of home and community based waivers, NIH authorization, organ transplant policy, Medicare payment for graduate medical education, vaccine compensation, and a variety of other health coverage and reimbursement issues. Mr. Allen represented the Republican Members in negotiations with staff of the Democratic colleagues and with Administration officials at agencies that included HCFA, (now CMS) FDA, CDC, and NIH.

Prior to his service on the Energy and Commerce Committee, Mr. Allen served as in-house counsel at Greater Southeast Community Hospital in Washington, DC. At Greater Southeast, he was responsible for risk management, contract negotiations, and regulatory and accreditation compliance.

Mr. Allen received a Bachelor's Degree in history from the University of California, at Riverside, Juris Doctorate from Stanford Law School, and Master's Degree in health services administration from Stanford Medical School.

## **JUDY LEMONS**

Judy Lemons, Senior Strategist, has over 25 years of in-depth experience working with the San Francisco Bay Area Congressional delegation. She served 15 years as Chief of Staff to Congresswoman Nancy Pelosi, the Speaker of the House. She served as the Congresswoman's principal strategist on appropriations and on the Congresswoman's successful efforts in being elected as Democratic Whip and then Democratic Leader.

She has been involved in a wide range of legislative initiatives important to cities, including environmental protection, preserving natural resources, protection of endangered species, maximizing Ryan White CARE Act funding, establishing the Housing Opportunities for Persons with AIDS (HOPWA) Program, and base reuse and revitalization.

Previously, she worked for Congresswoman Sala Burton on the House Rules Committee and earlier for Congressman Phil Burton on the House Subcommittee on National Parks and Insular Affairs during approval of the landmark Omnibus Parks Act of 1990 and as staff to the House Democratic Caucus.

## **JENNIFER MCGEE**

Jennifer McGee, Vice-President of MARC Associates, Ms. McGee has the unique experience of having held positions in local, state and the Federal government.

Prior to joining MARC Associates Ms. McGee was Senior Legislative Counsel at the National League of Cities, where she successfully represented the League's interest before Congress and the White House on the issues of human services, education, immigration, workforce development, and health care.

During her 20 year public policy career, Ms. McGee has developed expertise as an accomplished advocate and skilled negotiator. She successfully led the efforts to defeat a Federal proposal that would have turned over administration of local Head Start grants to state governments. While at the National League of Cities she created and managed an intergovernmental working group on Federal education policy. Most recently, Ms. McGee managed to secure an amendment to the Senate-passed immigration bill (S. 2611) that would provide education and health care funding to localities greatly impacted by immigration.

Ms. McGee served in the Clinton Administration as Special Assistant for the Office of Management & Budget and Assistant Director for Domestic Policy. She also held policy positions with the State of Rhode Island, the City of Providence, RI and served as Special Assistant to the Superintendent of the Providence Public Schools.

Ms. McGee is a graduate of Providence College with a Bachelor of Arts Degree in American Studies.

## **SCOPE OF SERVICES**

### **STRATEGIC SERVICES**

- ✓ Assist the client in defining strategic needs and developing realistic legislative and administrative/regulatory objectives.
- ✓ Advise and guide the client in responding to Congressional and Administration initiatives affecting client's interests and objectives.
- ✓ Assist the client in effectively positioning itself to obtain favorable outcomes.
- ✓ Develop a full-scale strategy to pursue a client's interest or objective covering: if necessary, the legislative appropriations and authorization process on the Congressional side, together with regulatory, administrative and programmatic processes and key contact and grassroots strategies.
- ✓ Develop coalitions with other groups or organizations that help to further the goals of the client.
- ✓ Develop partnerships between public entities and private and non-profit sectors

### **LEGISLATIVE REPRESENTATION**

- ✓ Monitor activities of the Congress and the Executive Branch to identify, analyze and track legislative proposals that would impact clients.
- ✓ Initiate appropriate responses to legislation, including letters of support/opposition from the client leadership and organizing grassroots campaigns as needed to influence the course of pending legislation.
- ✓ Prepare needed technical support, including fact sheets and other justification and educational materials and legislative language to assure that the views of the client are effectively communicated to the Congress, Executive Branch, or the regulatory agencies.
- ✓ Arrange meetings with Congressional leaders and Members and Administration decision-makers to influence the course of legislation consistent with client policies and priorities.
- ✓ Fully utilize key Congressional and Administration relationships on client's interests.
- ✓ Arrange for client participation at hearings and prepare written testimony and oral statements for clients on pending legislation.
- ✓ Prepare regular monthly reports on legislative activities for client leadership and special bulletins as needed.
- ✓ Keep the client's leadership fully informed of important developments through face-to-face meetings or conference calls.

- ✓ Participate in meetings for clients, including national and regional conferences, to keep clients informed of organizations' legislative developments and to provide client input.

#### **ADMINISTRATIVE/REGULATORY ADVOCACY**

- ✓ Monitor activities of Executive Branch agencies to identify developments which impact on client, including grant, regulatory proposals and operational initiatives and funding.
- ✓ Assist client with specific operational problems at Departments and agencies, including responses to requests and application approval delays, through contacts with headquarters, regional and local regulating or administrative staff.
- ✓ Arrange for and participate in meetings with staff and leadership of agencies to assure that the client's views are fully understood and taken into account as policies are being developed and/or funding decisions made.
- ✓ Assist the client in preparation of comments or testimony on administrative/regulatory proposals.
- ✓ Prepare appeals to higher level agency personnel, including appeals to key Department, Office of Management and Budget and White House levels when dissatisfied with decisions.
- ✓ Seek legislative remedies, where appropriate, to administrative and regulatory actions of Executive Branch.





